

CABINET27 FEBRUARY 2015

Present:- Councillor M J Page (Leader of the Council/Regeneration, Inward Investment and Asset Management) (Leader of the Council)!Councillor A Goggin (Finance and Transformation)!Councillor G V Guglielmi (Planning and Corporate Services)!Councillor L A McWilliams (Well-Being and Partnerships)!Councillor M E Platt (Tourism, Culture, Leisure and Events)

In Attendance:- Chief Executive (Ian Davidson), Corporate Director (Corporate Services) (Martyn Knappett), Monitoring Officer (Lisa Hastings), Finance and Procurement Manager (Richard Barrett), Management and Members' Support Manager (Karen Neath), Communications and Public Relations Manager (Nigel Brown), Senior Democratic Services Officer (Ian Ford), Legal Associate (Charlotte Parker-Smith) and Democratic Services Officer (Janey Nice)

Also in Attendance:- Group Leaders Present by Invitation: Councillors J A Broderick (Holland Residents Group) and I J Henderson (Labour Group).

(10.30 a.m. - 11.27 a.m.)

116.. APOLOGIES FOR ABSENCE

Apologies for absence were submitted on behalf of Councillor N W Turner (Deputy Leader of the Council and Environment and Coast Protection Portfolio Holder), Councillor P B Honeywood (Assistant Deputy Leader of the Council and Housing, Benefits and Revenues Portfolio Holder), Councillor H A Shearing (Leader of the Liberal Democrats Group) and Councillor Johnson (Deputy Leader of the Tendring First Group).

117. MINUTES OF THE LAST MEETING HELD ON FRIDAY 23 JANUARY 2015

The minutes of the last meeting of the Cabinet, held on 23 January 2015, were approved as a correct record and signed by the Chairman.

118. DECLARATIONS OF INTEREST

Councillor Broderick declared an interest in any and all items that made mention of the Clacton to Holland Coastal Defence Scheme.

119. ANNOUNCEMENTS BY THE LEADER OF THE COUNCIL

Public Meeting/Exhibition in Jaywick

The Leader of the Council, Councillor Page, referred to the recent, successful public meeting/exhibition held in Jaywick to publicise this Council's housing regeneration plan for the Jaywick area. He was also pleased to announce that Essex County Council had allocated £5million for road improvements in Jaywick.

120. ANNOUNCEMENTS BY CABINET MEMBERS

There were none on this occasion.

121. CORPORATE BUDGET MONITORING REPORT FOR THE THIRD QUARTER OF 2014/15

There was submitted a report by the Portfolio Holder for Finance and Transformation, which provided an overview of the Council's actual financial position against the budget, as at the end of December 2014 and which set out a number of budget adjustments, including those associated with the Leader of the Council's budget speech made to Council at its meeting held on 10 February 2015.

Having discussed the report and the proposals contained therein:

It was proposed by Councillor Goggin, seconded by Councillor Page and RESOLVED that:

(a) The financial position as at the end of December 2014 be noted.

(b) The 2014/15 budget be amended to reflect favourable variances emerging so far to date as follows:

- £0.100m reduction in salary budgets;
- £0.100m increase to the planning fee income budgets;
- £0.027m increase to the parking services income budgets; and
- £0.227m – Contribution to Reserves (being the total of the above transferred to the Austerity Reserve)

(c) Following the Leader of the Council's budget speech to Council on 10 February 2015, the following budget adjustments be approved:

i) That £0.030m be included within the 2015/16 employee budgets to meet the cost of introducing the living wage for Council Officers from 1 April 2015;

ii) That £0.062m be allocated in the 2015/16 budget to meet the cost of hosting a stage of the 2015 Women's Cycle Tour;

iii) That £0.005m be included in the 2014/15 budget to meet the cost of this Council's contribution to the work being undertaken across Essex Authorities in respect of the on-going devolution debate;

iv) That £0.097m be allocated from the Fit for Purpose budget in 2014/15 to meet the cost of i) to iii) above;

v) That in respect of the 2014/15 Fit for Purpose Budget, £0.160m be set aside within this budget until such time as a final decision in respect of supporting the cost of Street Lighting across the District is made by this Council;

vi) That £0.500m be allocated to establish an Small/Medium Enterprise (SME) Growth Fund in 2014/15;

vii) That £0.500m be allocated to establish a Development Growth Fund in 2014/15;

viii) That £1.000m be allocated from the New Homes Bonus in 2014/15 to meet the cost of vi) to vii) above;

ix) That £0.030m be allocated in 2014/15 from within Regeneration revenue budgets to support the establishment of new apprenticeships across the Tendring District;

x) That £0.010m be allocated in 2014/15 to meet the cost of undertaking the necessary study to assess the works required at Brightlingsea Paddling Pool;

xi) That a virement of £0.010m in 2014/15 from the Brightlingsea Swimming Pool Budget be agreed to meet the cost of x) above;

xii) That £0.128m is allocated in 2014/15 to meet the cost of two Community Street Wardens for a period of 2 years; and

xiii) That a virement of £0.128m in 2014/15 from the Community Safety Budget is agreed to meet the cost of xii) above.

(d) The Corporate Director (Public Experience) and Corporate Director (Corporate Services) be authorised to undertake the necessary negotiations with the Kiosk Holders affected by the Clacton to Holland Coast works and to agree the final terms of the associated agreements in consultation with the Portfolio Holder for Regeneration, Inward Investment and Asset Management.

(e) In respect of the Essex Family Tending project, Cabinet supports the continued partnership working with the Tending Family Solutions team and approves the extension of the Tending Family Support Worker post for a further three years (from October 2015 when the current arrangement expires) using the grant funding previously allocated by Essex County Council and North East Essex Primary Care Trust.

122. ACQUISITION OF A SITE IN THE JAYWICK AREA

There was submitted a report by the Portfolio Holder for Regeneration, Inward Investment and Asset Management, which sought Cabinet's decision on whether to acquire a site in the Jaywick area of Clacton-on-Sea with a view to facilitating development or directly developing the site for housing and regeneration stimulation.

Having considered the matter:

It was proposed by Councillor Page, seconded by Councillor G V Guglielmi and RESOLVED that:

(a) Subject to Cabinet's further decision on terms later in this meeting, Cabinet approves, in principle, the acquisition of the site identified in item B.1 of the Report of the Portfolio Holder for Regeneration, Inward Investment and Asset Management for the purposes of development and providing housing by the Council;

(b) Subject to (a) above, Cabinet authorises the Corporate Director (Corporate Services) and Corporate Director (Life Opportunities), in consultation with the Leader of the Council, the Council's Section 151 Officer and the Council's Monitoring Officer to complete the acquisition of the site on terms set out in the report and on such other terms and conditions that they consider appropriate.

123. PERFORMANCE REPORT - QUARTER THREE 2014 (OCTOBER 2014 - DECEMBER 2014)

There was submitted a report by the Portfolio Holder for Planning and Corporate Services, which presented the Performance Report for Quarter Three: October – December 2014. Appendix A to the report contained details of 16 key project areas, as well as 12 performance indicators, detailing business critical areas of the Council's work. The report also contained details of sickness and complaints handling.

It was reported that of the 28 indicators and projects reported, 24 (86%) were on or above their respective target. There were 4 (14%) that were currently not in line with the expected performance. Explanations of the performance and the supporting data were

included in the Appendix.

Having discussed the Performance Report:

It was proposed by Councillor G V Guglielmi, seconded by Councillor Page and RESOLVED that the contents of the report be noted.

124. LAND SOUTH EAST OF MARINE PARADE EAST - EXCLUSIVITY CLAUSE

Further to Minute 111 (13.12.13) and Minute 166 (21.3.14), there was submitted a report by the Portfolio Holder for Regeneration, Inward Investment and Asset Management, which sought Cabinet's approval for the inclusion of an exclusivity clause within the terms for the supplemental lease of land to the south east of Marine Parade East, Clacton-on-Sea upon which the Lessee proposed to build a water park facility.

Having considered the matter:

It was proposed by Councillor Page, seconded by Councillor G V Guglielmi and RESOLVED that the inclusion of an exclusivity clause in the supplemental lease on the terms detailed within the report be approved.

125. FREEHOLD DISPOSAL OF THE OLD ROAD CAR PARK, CLACTON-ON-SEA

There was submitted a report by the Portfolio Holders for Regeneration, Inward Investment and Asset Management and Environment and Coast Protection, which sought Cabinet's approval for the freehold disposal of the Council owned car park in Old Road, Clacton-on-Sea.

It was reported that the Council had been approached by National Grid, who had tendered to develop the adjacent old gas works site into a retail scheme similar to the adjoining Watrglade Retail Park. National Grid had indicated that the developers who had tendered for the project would like to include the car park within the overall scheme as this would increase the area for potential retail use for the developer and could generate a significant marriage value over and above the normal value of the car park.

Cabinet was advised that there were some potential Council projects involving other Town Centre developments of public facilities that could be affected by a decision to sell the Old Road site. However, the old gas works site had been a top priority in terms of development for some time and Officers, including Planning Officers, were keen that this opportunity should be fully explored.

Having considered the matter:

It was proposed by Councillor Page, seconded by Councillor G V Guglielmi and RESOLVED that, subject to Cabinet's further decision on terms later in this meeting, Cabinet approves, in principle, the freehold disposal of the Council owned car park in Old Road, Clacton-on-Sea.

126. REPORT ON PUBLIC HEALTH SPECIALIST FOR TENDRING

There was submitted a report by the Portfolio Holder for Well-being and Partnerships, which outlined recommendations towards a Public Health Specialist post in the District of Tendring.

It was reported that:

- To ensure that public health improved across Essex, the Council needed to work on key

local issues at a local level, developing local solutions. To this end, Essex County Council (ECC) had written to City, District and Borough Councils across Essex with the offer of Public Health Specialists embedded at the local level.

- ECC planned to fund a post, shared across Tendring and Colchester, which one of the Local Authorities (LA) would employ and the post holder would have a base in each LA. The Public Health Specialist would have a recurring budget of £30,000 per LA to spend on local projects.
- The Public Health Specialist would be accountable to an appropriate manager in the District and would deliver on local issues, with professional accountability to the local Care Commissioning Group (CCG) based Public Health consultant.
- ECC favoured local agreement on who hosted the post holder and would like to see a whole-time equivalent Public Health Specialist working across each CCG area but would welcome a dedicated post in each LA if there was the desire and local funding.
- Colchester Borough Council has already indicated to ECC that it was looking to half-fund a post. If Tendring District Council was able to do likewise, it would enable a dedicated Public Health Specialist to work in the District of Tendring.

Having considered the matter:

It was proposed by Councillor McWilliams, seconded by Councillor Page and RESOLVED that:

- (a) the acceptance of the offer for a Public Health Specialist, embedded at local level be approved; and
- (b) Funding be allocated from the 'Fit for Purpose' Budget to enable the Council to employ and half-fund a full-time dedicated Tendring Public Health Specialist for a fixed-term of two years, with the possibility of extension dependant on review.

127. EXCLUSION OF PRESS AND PUBLIC

RESOLVED that under Section 100A(4) of the Local Government Act 1972, the press and public be excluded from the meeting during consideration of Agenda Item 13 on the grounds that it involves the likely disclosure of exempt information as defined in the relevant paragraphs of Part 1 of Schedule 12A, as amended, of the Act.

Chairman