

ANNUAL MEETING OF THE TENDRING DISTRICT COUNCIL

HELD ON 26 MAY 2015 AT 7.30 P.M.

IN THE PRINCES THEATRE, TOWN HALL, CLACTON-ON-SEA

Present: Councillors Nicholls (Chairman), Chapman (Vice-Chairman), Amos, Baker, Bennison, Bray, Broderick, B E Brown, J A Brown, M Brown, Bucke, Callender, Calver, Cawthron, Chittock, Coley, Cossens, Davis, Fairley, Ferguson, Fowler, Gray, Griffiths, G V Guglielmi, V E Guglielmi (in the Chair for items 1 – 4), Heaney, I J Henderson, J Henderson, Hones, Honeywood, Howard, Hughes, Khan, King, Land, Massey, McWilliams, Miles, Mooney, Newton, Pemberton, Platt, Poonian, Porter, Raby, Scott, Sibbald, M J Skeels, M J D Skeels, Steady, Stephenson, Stock, Talbot, Turner, Watling, Watson, White, Winfield and Yallop.

In Attendance: Chief Executive (Ian Davidson), Corporate Director (Public Experience) (June Clare), Corporate Director (Life Opportunities) (Paul Price), Legal Services Manager and Monitoring Officer (Lisa Hastings), Finance and Procurement Manager (Richard Barrett), Democratic Services Manager (Colin Sweeney), Management and Members' Support Manager (Karen Neath), Communications and Public Relations Manager (Nigel Brown), Senior Democratic Services Officer (Ian Ford), Democratic Services Officers (Janey Nice and Michael Pingram) and Management and Members' Support Officer (Ashley Wood).

1. CHAIR

In accordance with the provisions of Section 3(2) of the Local Government Act 1972, the Chair was occupied by the retiring Chairman, Councillor V E Guglielmi, until her successor became entitled to act as Chairman.

2. RETURNING OFFICER'S REPORT

The Chief Executive, in his capacity as Returning Officer, reported that at the District Council Elections held on 7 May 2015 the following persons had been duly elected and that all had since made the Statutory Declaration of Acceptance of Office:-

Christopher David Amos	Martyn John Hughes
Andrew Phillip Hartnell Baker	Mohammed Javid Khan
Lisbeth Mary Bennison	Kanagasunda-Ram Thevakumar King
Jeffrey Dennis Bray	Daniel James Land
Joyce Ann Broderick	Andrew Edward Massey
Barry Edward Brown	Lynda Ann McWilliams
John Anthony Brown	Margaret Delyth Miles
Michael Brown	John Ashley Mooney
Robert John Bucke	Mary Catherine Newton
Ricardo Callender	Frederick Herbert Nicholls
Garry William John Calver	Andrew Pemberton
Peter Cawthron	Mark Edward Platt
Jayne Beverley Chapman	Bridget Anne Poonian
John Chittock	Alex Oliver James Porter
Alan David Coley	Roy Ernest Raby
Mark Alan Cossens	Gary Gordon Ian Scott
Anne Davis	Leonard William Sibbald
Zoe Jacqueline Fairley	Michael John Skeels

Tanya Michelle Ferguson	Michael John Daniel Skeels
Maria Fowler	Graham David Steady
Laurence Gray	Mark Edward Stephenson
Christopher William Griffiths	Neil Robin Stock
Giancarlo Valeriano Guglielmi	Michael John Talbot
Valerie Edna Guglielmi	Nicholas William Turner
Rosemary Anne Heaney	Giles Francis Watling
Ivan John Henderson	Kevin Paul Watson
Joanne Henderson	John Frederick White
John Henry Philip Hones	Edward Frederick Whitmore
Paul Bernard Honeywood	Colin Paul Winfield
Thomas Alan Howard	Karen Diane Yallop

The Chairman congratulated all Members on their election to the Council.

3. **RETIRING CHAIRMAN'S ANNOUNCEMENTS**

The Chairman's and Vice-Chairman's engagements for the period 25 March 2015 to 26 May 2015 were tabled at the meeting.

The Chairman stated how much she had enjoyed her year as Chairman and how she had been pleased to have had TeenTalk as her chosen Charity.

4. **APOLOGIES FOR ABSENCE**

An apology for absence was submitted on behalf of Councillor Whitmore.

5. **CHAIRMAN OF THE COUNCIL**

It was moved by Councillor Stock, seconded by Councillor G V Guglielmi and:

RESOLVED that, pursuant to Section 3(1) of the Local Government Act 1972, Councillor Nicholls be elected Chairman of the Council for the 2015/2016 municipal year.

Councillor Nicholls was thereupon invested with the badge and Chain of Office and made a Statutory Declaration of Acceptance of Office.

After thanking the Council for the honour and privilege they had bestowed upon him, the Chairman paid tribute to his predecessor in office, Councillor V E Guglielmi. He also thanked his Wife, the Chief Executive and Officers and former Councillor Mick Page for all their support during his term as Vice-Chairman of the Council. The Chairman also announced that his chosen Charity for the year would be The Mayflower Project.

Councillor V E Guglielmi echoed the Chairman's comments and thanked Officers for their support during her year in office.

6. **VICE-CHAIRMAN OF THE COUNCIL**

It was moved by Councillor Talbot and seconded by Councillor Stock that Councillor Chapman be elected Vice-Chairman of the Council.

It was then moved by Councillor Raby and seconded by Councillor Watson that Councillor Newton be elected Vice-Chairman of the Council.

The vote on the election of the Vice-Chairman of the Council resulted as follows:-

<u>Councillors Voting for Councillor Chapman</u>	<u>Councillors Voting for Councillor Newton</u>	<u>Councillors Abstaining</u>	<u>Councillors Absent</u>
Amos	Bennison	Bray	Whitmore
Baker	Broderick	Calver	
B E Brown	J A Brown	Fowler	
M Brown	Bucke	Gray	
Callender	Cawthron	I Henderson	
Chapman	Hones	J Henderson	
Chittock	Khan		
Coley	King		
Cossens	Mooney		
Davis	Newton		
Fairley	Pemberton		
Ferguson	Porter		
Griffiths	Raby		
G V Guglielmi	Stephenson		
V E Guglielmi	Watson		
Heaney	Winfield		
Honeywood			
Howard			
Hughes			
Land			
Massey			
McWilliams			
Miles			
Nicholls			
Platt			
Poonian			
Scott			
Sibbald			
M J Skeels			
M J D Skeels			
Steady			
Stock			
Talbot			
Turner			
Watling			
White			
Yallop			

RESOLVED that, pursuant to Section 5(1) of the Local Government Act 1972, Councillor Chapman be elected Vice-Chairman of the Council for the 2015/2016 municipal year.

Councillor Chapman was thereupon invested with the Vice-Chairman's Badge of Office, made a Statutory Declaration of Acceptance of Office, expressed her thanks to the Council for their support. Councillor Chapman paid tribute to her predecessor in office Councillor Nicholls and his Wife and pledged that she and her husband would do their utmost to support the Chairman during his year in office.

7. **CHAIRMAN'S ANNOUNCEMENTS**

The Chairman informed Members that he would inform Council at its next meeting of his theme for his year in office and his Chaplain. He was also pleased to announce that he had accepted an invitation to be a Patron of the Colchester and Tendring Grass Roots charity.

The Chairman informed Members of the following dates for their diaries:

(1) *Aviva Women's Cycle Tour – Braintree to Clacton Stage on Thursday 18 June 2015; and*

(2) *Clacton Air Show on Thursday 27 and Friday 28 August 2015.*

Finally, the Chairman invited Members and Officers to join him in the Chairman's Parlour after the meeting for refreshments.

8. ANNOUNCEMENTS BY THE CHIEF EXECUTIVE

There were none on this occasion.

9. REVIEW OF THE SCHEME OF MEMBERS' ALLOWANCES BY THE INDEPENDENT REMUNERATION PANEL

The Council had before it a report of the Management and Members' Support Manager, which informed Members that the Independent Remuneration Panel had recently completed a review of Members' Allowances for a scheme commencing 1 May 2015 and that the Panel's recommendations had been published in accordance with legislation. However, given the recent District Council Elections there had been limited time for Members to consider the recommendations of the Panel. It was therefore recommended by Officers that Members agreed an interim scheme whereby the current Allowances continued to be paid and that Members considered the recommendations of the Panel and approved a new scheme at the meeting of Council on 7 July 2015. It was further proposed by Officers that once agreed the new scheme would apply with effect from 1 May 2015.

It was moved by Councillor Stock, seconded by Councillor G V Guglielmi and:

RESOLVED:

- (a) that the Members' Allowances Scheme recommended by the Independent Remuneration Panel be considered at the Council meeting on 7 July 2015 and that, at that meeting, a scheme be approved to be paid with effect from 1 May 2015; and
- (b) that, in the interim, the current Scheme of Members' Allowances continues to apply.

10. LEADER OF THE COUNCIL

It was moved by Councillor G V Guglielmi, seconded by Councillor Turner and:-

RESOLVED that, in accordance with the Council's executive arrangements pursuant to Section 91 of the Local Government Act 2000, Councillor Stock be elected Leader of the Council for a term of office ending on the day of the next post-election annual meeting (i.e. the Annual Meeting of the Council in May 2019).

Councillor Stock made a Statutory Declaration of Acceptance of Office and thanked Members for their support.

11. DEPUTY LEADER OF THE COUNCIL

The Leader of the Council (Councillor Stock) announced that he would appoint a Deputy Leader of the Council in due course.

The Council noted the foregoing.

12. **APPOINTMENT OF MEMBERS OF THE CABINET AND THE ALLOCATION OF PORTFOLIOS**

The Leader of the Council (Councillor Stock) announced that he would formally appoint the members of the Cabinet and allocate Portfolios to them in due course.

The Council noted the foregoing.

13. **APPOINTMENT OF COMMITTEES AND SUB-COMMITTEES AND ELECTION OF CHAIRMEN AND APPOINTMENT OF VICE-CHAIRMEN**

(a) (i) Appointment of Committees and Sub-Committee subject to the Widdicombe Rules

The Council had before it a schedule of Members that it was proposed should serve on each of the Council's Committees and Sub-Committee, which were subject to the Widdicombe Rules.

It was moved by Councillor Stock, seconded by Councillor G V Guglielmi and:

RESOLVED that the Committees and Sub-Committee of the Council, subject to the Widdicombe Rules be, and are, hereby appointed for the 2015/2016 municipal year and that their membership be as set out hereunder, subject to the remaining vacancies being decided by Group Leaders in accordance with the Local Government (Committees and Political Groups) Regulations 1990 and the necessary formal appointments being made by the Chief Executive in accordance with his delegated powers under the Council's Constitution:

Audit Committee

Councillors Coley, Griffiths, Sibbald and Talbot plus one Member to be appointed.

Community Leadership and Partnerships Scrutiny Committee

Councillors Baker, Gray, I J Henderson, Howard, Land, Miles and two Members to be appointed.

Corporate Management Committee

Councillors Baker, Bucke, Chittock, Massey, Platt, Steady and two Members to be appointed.

Council Tax Committee

Councillors Bray, Chapman, Miles, Nicholls and one Member to be appointed.

Education and Skills Committee

Councillors Calver, Cossens, Fairley, McWilliams, Scott, Sibbald and two Members to be appointed.

Human Resources Committee

Councillors Baker, Callender, Calver, Cossens, Chapman, Davis, Ferguson, King, Massey, Poonian, Scott and three Members to be appointed.

Licensing and Registration Committee

Councillors Amos, B E Brown, M Brown, Callender, V E Guglielmi, J Henderson, Platt, M J Skeels, M J D Skeels, White, Winfield and four Members to be appointed.

Local Plan Committee

Councillors Baker, Bray, Broderick, Bucke, Gray, G V Guglielmi, Howard, Land, McWilliams, Stock, Turner and four Members to be appointed.

Planning Committee

Councillors Davis, Fairley, Fowler, Heaney, Nicholls, Platt, Poonian, White and three Members to be appointed.

Service Development and Delivery Scrutiny Committee

Councillors Ferguson, Fowler, Griffiths, Hughes, Miles, Yallop and two Members to be appointed.

Standards Committee

Councillors Heaney, Honeywood, Nicholls, Poonian, Steady, Whitmore and one Member to be appointed.

General Purposes Sub-Committee

Councillors Amos, V E Guglielmi, J Henderson, Platt, M J Skeels, White and two Members to be appointed.

(a) (ii) Appointment of the Premises/Personal Licences Sub-Committees

The Council had before it a schedule of Members that it was proposed should serve on the Premises/Personal Licences Sub-Committees, which were not subject to the Widdicombe Rules.

It was moved by Councillor Stock, seconded by Councillor G V Guglielmi and:

RESOLVED that the Premises/Personal Licences Sub-Committees be, and are, hereby appointed for the 2015/2016 municipal year and that their membership be as set out hereunder, subject to the remaining vacancies being decided by the relevant Group Leader and the necessary formal appointments being made by the Chief Executive in accordance with his delegated powers under the Council's Constitution:

Premises/Personal Licences Sub-Committee 'A'

Councillors Amos, V E Guglielmi and one Member to be appointed.

Premises/Personal Licences Sub-Committee 'B'

Councillors Callender, White and one Member to be appointed.

Premises/Personal Licences Sub-Committee 'C'

Councillors J Henderson, Platt and M J Skeels.

(a) (iii) Appointment of the Town and Parish Councils Standards Sub-Committee

It was moved by Councillor Stock, seconded by Councillor G V Guglielmi and:

RESOLVED that the Town and Parish Councils Standards Sub-Committee be, and is, hereby appointed for the 2015/2016 municipal year and that its membership be as set out hereunder:

Councillors Heaney, Nicholls and Steady.

- (b) Election of a Chairman of each of the above Committees and Sub-Committees (except the Town and Parish Councils Standards Committee) and Appoint a Vice-Chairman of each of the above Committees and the General Purposes Sub-Committee

It was moved by Councillor Stock, seconded by Councillor G V Guglielmi and:

RESOLVED that the Chairmen and, where appropriate, the Vice-Chairmen of the following Committees and Sub-Committees be elected respectively for the 2015/2016 municipal year as follows:

<u>Committee/Sub-Committee</u>	<u>Chairman</u>	<u>Vice-Chairman</u>
Audit	Coley	Griffiths
Community Leadership and Partnerships	Miles	Baker
Corporate Management	Steady	Platt
Council Tax	Miles	Nicholls
Education and Skills	Fairley	McWilliams
Human Resources	Callender	Chapman
Licensing and Registration	Platt	Callender
Local Plan	G V Guglielmi	McWilliams
Planning	White	Heaney
Service Development and Delivery	Griffiths	Ferguson
Standards	Heaney	Honeywood
General Purposes Sub-Committee	V E Guglielmi	Amos
Premises/Personal Licences Sub-Committee 'A'	V E Guglielmi	n/a
Premises/Personal Licences Sub-Committee 'B'	Callender	n/a
Premises/Personal Licences Sub-Committee 'C'	Platt	n/a

14. **PETITION: CLACTON POLICE STATION**

In accordance with the Council's approved scheme for dealing with petitions, the Chief Executive formally reported the receipt of a petition submitted by Teresa-Maria O'Hara, as lead petitioner. The petition had been signed by, in excess of, 800 checked and confirmed local residents and stated:

"Say NO to closing Clacton Police Station".

The Chief Executive informed Members that, in accordance with the Council's approved scheme for dealing with petitions, this matter would now be investigated and a report would be prepared and presented to Council together with the petition.

Members were reminded that the next ordinary meeting of the Council would be held on 7 July 2015.

The Chief Executive advised Council that, at that meeting, and in accordance with the Council's procedure, Teresa-Maria O'Hara, as the lead petitioner, would be invited to address the Council, present the petition and outline the action that the petitioners would like the Council to take. Members would then discuss the petition and decide what action, if any, should be taken. Ms O'Hara would then be informed, in writing, of the Council's decision and the decision would be published on the Council's website.

RESOLVED that the receipt of the Petition and the contents of the report be noted.

15. THE COUNCIL'S CONSTITUTION

Members were informed that, in accordance with Council Procedure Rule 1.1 (viii), it was normal practice at the annual meeting of the Council to formally reaffirm the Council's current Constitution. The Constitution which Members were being asked to reaffirm had been recently updated and revised.

It was moved by Councillor G V Guglielmi, seconded by Councillor Turner and:

RESOLVED that the Council's Constitution be reaffirmed.

16. PROGRAMME OF MEETINGS: 2015/2016 MUNICIPAL YEAR

The Council gave consideration to a proposed timetable of meetings of the Council, the Audit Committee, the Community Leadership and Partnerships Committee, the Corporate Management Committee, the Council Tax Committee, the Education and Skills Committee, the Licensing and Registration Committee, the Local Plan Committee, the Planning Committee, the Service Development and Delivery Committee and the Standards Committee for the 2015/2016 municipal year.

It was moved by Councillor G V Guglielmi, seconded by Councillor Turner and:-

RESOLVED that the programme of meetings of the Council and the Committees, as set out in the Appendix to item A.4 of the Reference from Cabinet, be approved, subject to the cancellation of the meeting of the Community Leadership and Partnerships Committee due to be held on Monday 8 June 2015 and its replacement with an all Member Briefing on the role of overview and scrutiny.

17. OVERVIEW AND SCRUTINY COMMITTEES: PROPOSED WORK PROGRAMME FOR 2015/2016 AND A REVIEW OF THE WORK CARRIED OUT DURING THE PERIOD MAY 2014 TO APRIL 2015

The Council considered a report which sought its approval to a proposed work programme for the Community Leadership and Partnerships Committee, the Corporate Management Committee, the Education and Skills Committee and the Service Development and Delivery Committee for the 2015/2016 municipal year and which reviewed the work carried out by those Committees during the period May 2014 to April 2015.

It was moved by Councillor Miles, seconded by Councillor Platt and:

RESOLVED that the proposed work programmes for the Community Leadership and Partnerships Committee, the Corporate Management Committee, the Education and Skills Committee and the Service Development and Delivery Committee for the 2015/2016 municipal year and the review of the work carried out by those four Committees in the period May 2014 to April 2015, as set out in Appendices A5A and A5B to item A.5 of the References from Committees, be approved.

The meeting was declared closed at 8.24 p.m.

Chairman