

TENDRING DISTRICT COUNCIL

AGENDA

For the meeting to be held on Tuesday, 26 March 2019

Prayers

1 Summons to Council (Pages 1 - 2)

2 Apologies for Absence

The Council is asked to note any apologies for absence received from Members.

3 Minutes of the Last Meeting of the Council (Pages 3 - 10)

The Council is asked to approve, as a correct record, the minutes of the Council Meeting held on Tuesday 5 February 2019.

4 Declarations of Interest

Councillors are invited to declare any Disclosable Pecuniary Interests or Personal Interest, and the nature of it, in relation to any item on the agenda.

5 Announcements by the Chairman of the Council

The Council is asked to note any announcements made by the Chairman of the Council.

6 Announcements by the Chief Executive

The Council is asked to note any announcements made by the Chief Executive.

7 Statements by the Leader of the Council

The Council is asked to note any statements made by the Leader of the Council.

Councillors may then ask questions of the Leader on his statements.

8 Statements by Members of the Cabinet

The Council is asked to note any statements made by Members of the Cabinet (Portfolio Holders).

Councillors may then ask questions of the Portfolio Holders on their statements.

9 Annual State of the Tendring District Statement by the Leader of the Council

The Council will receive the annual State of the Tendring District Statement from the Leader of the Council.

10 Petitions to Council

The Council will consider any petition(s) received in accordance with the Scheme approved by the Council.

There are none on this occasion.

11 Questions Pursuant to Council Procedure Rule 10.1

Subject to the required notice being given, members of the public can ask questions of the Leader of the Council, Portfolio Holders or Chairmen of Committees.

The Chairman shall determine the number of questions to be tabled at a particular meeting in order to limit the time for questions and answers to half an hour.

There are none on this occasion.

12 Questions Pursuant to Council Procedure Rule 11.2

Subject to the required notice being given, Members of the Council can ask questions of the Chairman of the Council, the Leader of the Council, Portfolio Holders or Chairmen of Committees or Sub-Committees.

The time allocated for receiving and disposing of questions shall be a maximum of 45 minutes. Any question not disposed of at the end of this time shall be the subject of a written response, copied to all Members unless withdrawn by the questioner.

There are none on this occasion.

13 Report of the Leader of the Council - Urgent Cabinet or Portfolio Holder Decisions

The Council will receive a report on any Cabinet or Portfolio Holder decisions taken as a matter of urgency in accordance with Access to Information Procedure Rule 16.2, Budget and Policy Framework Procedure Rule 6(b) and/or Overview and Scrutiny Procedure Rule 18(i).

There is no such report on this occasion.

14 Minutes of Committees (Pages 11 - 46)

The Council will receive the minutes of the following Committees:

- (a) Standards of Wednesday 16 January 2019;
- (b) Audit of Thursday 24 January 2019;
- (c) Community Leadership Overview & Scrutiny of Monday 28 January 2019;
- (d) Planning Policy & Local Plan of Tuesday 29 January 2019;
- (e) Resources and Services Overview & Scrutiny of Monday 11 February 2019;
- (f) Human Resources & Council Tax of Wednesday 20 February 2019; and
- (g) Community Leadership Overview & Scrutiny of Monday 25 February 2019.

NOTE: The above minutes are presented to Council **for information only**. Members can ask questions on their contents to the relevant Chairman but questions as to the accuracy of the minutes **must** be asked at the meeting of the Committee when the relevant minutes are approved as a correct record.

15 Motions to Council

No motions to Council have been submitted in accordance with Council Procedure Rule 12 on this occasion.

16 Motion to Council - "Proposed Town Council for Clacton-on-Sea" (Pages 47 - 50)

The Council will further consider a motion, which was moved by Councillor Newton and seconded by Councillor Bucke at the meeting of the Council held on 27 November 2018 and which had stood referred to the Community Leadership and Partnerships Committee for consideration and report.

NOTE: The Community Leadership and Partnerships Overview & Scrutiny Committee considered Councillor Newton's motion at its meeting held on 28 January 2019. The relevant Committee Minute and the Committee's recommendation to Council are contained within the Council Book. In addition, a reference report containing further information for Members' consideration is included within the Council Book.

17 Motion to Council - "Utilisation of Available Enforcement Powers to combat Street Drinking and Anti-Social Behaviour in Clacton Town Centre"

The Council will further consider a motion, which was moved by Councillor P B Honeywood and seconded by Councillor Everett at the meeting of the Council held on 22 January 2019 and which had stood referred to the Community Leadership and Partnerships Committee for consideration and report.

NOTE: The Community Leadership and Partnerships Overview & Scrutiny Committee considered Councillor Honeywood's motion at its meeting held on 25 February 2019. The relevant Committee Minute and the Committee's recommendation to Council are contained within the Council Book.

18 Recommendations from the Cabinet - Annual Capital and Treasury Strategy 2019/2020 (including Prudential and Treasury Indicators) (Pages 51 - 88)

Council's approval is sought in respect of the Annual Capital and Treasury Strategy for 2019/2020.

Cabinet considered the Strategy at its meeting held on 8 March 2018 and its recommendation to Council is included within the Council Book. The Report of the Finance and Corporate Resources Portfolio Holder which Cabinet considered is also included.

19 Reports Submitted to the Council by an Overview and Scrutiny Committee

The Council is asked to consider any reports submitted to it by an Overview and Scrutiny Committee.

There are none on this occasion.

20 Report of the Chief Executive - A.1 - Membership of Committees (Pages 89 - 90)

To inform Council of appointments to Committees that had been made since the meeting of the Council held on 22 January 2019.

21 Report of the Chief Executive - A.2 - Change in Membership of Political Groups (Pages 91 - 92)

To inform Council of a change in the membership of the UKIP and Independent political groups on Tendring District Council.

22 Report of the Deputy Chief Executive - A.3 - Pay Policy Statement 2019/20 and Pay Assimilation (Pages 93 - 110)

Council's approval is sought in respect of the Pay Policy Statement for 2019/20. Council is also requested to note the new Pay Spine that will come into effect from 1 April 2019.

23 Report of the Monitoring Officer - A.4 - Review of the Council Procedure Rules (Part 4 of the Council's Constitution) (Pages 111 - 148)

The Council is asked to consider the recommendations submitted to it by the Cabinet in respect of proposed changes to the Council Procedure Rules (Part 4 of the Council's Constitution).

24 Urgent Matters for Debate

The Council will consider any urgent matters submitted in accordance with Council Procedure Rules 3(xv), 11.3(b) and/or 13(q).

Date of the Next Scheduled Meeting of the Council

Annual Meeting - Tuesday, 21 May 2019 at 7.30 pm - Princes Theatre, Town Hall, Clacton-on-Sea, CO15 1SE

INFORMATION FOR VISITORS

PRINCES THEATRE FIRE EVACUATION PROCEDURE

There is no alarm test scheduled for this meeting. In the event of an alarm sounding, please calmly make your way out of any of the four fire exits in the auditorium and follow the exit signs out of the building.

Please follow the instructions given by any member of staff and they will assist in leaving the building.

Please do not re-enter the building until you are advised it is safe to do so by the relevant member of staff.

The assembly point for the Princes Theatre is in the car park to the left of the front of the building as you are facing it. Your calmness and assistance is greatly appreciated.

PUBLIC ATTENDANCE AT TENDRING DISTRICT COUNCIL MEETINGS

Welcome to this evening's meeting of Tendring District Council.

This is an open meeting which members of the public can attend to see Councillors debating and transacting the business of the Council. However, please be aware that, unless you are included on the agenda to ask a public question, members of the public are not entitled to make any comment or take part in the meeting. You are also asked to behave in a respectful manner at all times during these meetings.

Members of the public do have the right to film or record council meetings subject to the provisions set out below:-

Rights of members of the public to film and record meetings

Under The Openness of Local Government Bodies Regulations 2014, which came into effect on 6 August 2014, any person is permitted to film or record any meeting of the Council, a Committee, Sub-Committee or the Cabinet, unless the public have been excluded from the meeting for the consideration of exempt or confidential business.

Members of the public also have the right to report meetings using social media (including blogging or tweeting).

The Council will provide reasonable facilities to facilitate reporting.

Public Behaviour

Any person exercising the rights set out above must not disrupt proceedings. Examples of what will be regarded as disruptive, include, but are not limited to:

- (1) Moving outside the area designated for the public;
- (2) Making excessive noise;
- (3) Intrusive lighting/flash; or
- (4) Asking a Councillor to repeat a statement.

In addition, members of the public or the public gallery should **not** be filmed as this could infringe on an individual's right to privacy, if their prior permission had not been obtained.

Any person considered being disruptive or filming the public will be requested to cease doing so by the Chairman of the meeting and may be asked to leave the meeting. A refusal by the member of the public concerned will lead to the Police being called to intervene.