

**TENDRING DISTRICT COUNCIL**

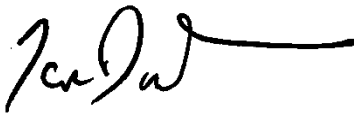
Committee Services  
Room 33  
Town Hall  
Station Road  
Clacton-on-Sea  
Essex  
CO15 1SE

18 November 2021

Dear Councillor

I HEREBY SUMMON YOU to attend the meeting of the Tendring District Council to be held at 7.30 p.m. on Tuesday 30 November 2021 when the business specified in the accompanying Agenda is proposed to be transacted. The meeting will be held in the Princes Theatre, Town Hall, Station Road, Clacton-on-Sea.

Yours faithfully

A handwritten signature in black ink, appearing to read 'Ian Davidson', followed by a horizontal line extending to the right.

Ian Davidson  
Chief Executive

To: All members of the  
Tendring District Council

# TENDRING DISTRICT COUNCIL

## AGENDA

For the meeting to be held on Tuesday, 30 November 2021

### **Prayers**

#### **1 Apologies for Absence**

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

#### **2 Minutes of the Last Meeting of the Council (Pages 1 - 10)**

Members are asked to approve, as a correct record, the minutes of the ordinary meeting of the Council held on Tuesday 14 September 2021.

#### **3 Declarations of Interest**

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

#### **4 Announcements by the Chairman of the Council**

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

#### **5 Announcements by the Chief Executive**

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

#### **6 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.*

#### **7 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.*

#### **8 Petitions to Council**

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

#### **9 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 21 minutes.

**10 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).

**11 Minutes of Committees (Pages 11 - 72)**

The Council will receive the minutes of the following Committees:

- (a) Resources and Services Overview & Scrutiny of Monday 20 September 2021;
- (b) Community Leadership Overview & Scrutiny of Monday 27 September 2021;
- (c) Audit of Thursday 30 September 2021;
- (d) Planning Policy & Local Plan of Tuesday 19 October 2021;
- (e) Human Resources & Council Tax of Wednesday 20 October 2021;
- (f) Standards of Wednesday 27 October 2021;
- (g) Community Leadership Overview & Scrutiny of Monday 8 November 2021; and
- (h) Planning Policy & Local Plan of Thursday 11 November 2021.

**NOTES:** (1) 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; and

(2) If any recommendations to Council have been made by those Committees, these are included within separate reports for Council to decide upon (i.e. by noting the minutes those recommendations are not approved at this stage of the proceedings).

**12 Motion to Council Pursuant to Council Procedure Rule 12 - Application of Article 4 Directions in the District of Tendring (Pages 73 - 74)**

Pursuant to the provisions of Council Procedure Rule 12, the Council will consider a Motion, notice of which has been given by Councillor Alan Coley.

**13 Reference from the Cabinet - A.1 - Grounds Maintenance Service (Councillor Ivan Henderson's Motion to Council pursuant to Council Procedure Rule 12) (Pages 75 - 78)**

To enable Council to consider whether to support a motion submitted at the meeting of the Council held on 13 July 2021 by Councillor Ivan Henderson in relation to the grounds maintenance service. The wording of that motion is as follows:-

*“That this Council accepts that its ground maintenance service is failing the tourist economy of the Tendring District as the lack of regular grass cutting and weed clearance is resulting in a negative visual impact for those seeking to enjoy Tendring’s Sunshine Coast.*

*It is further proposed that the necessary resources are immediately made available to ensure that Tendring’s coastal resorts present a positive visual impact throughout the 2021 summer season and that a review of the grounds maintenance policy then takes place to ensure that this issue does not reoccur in future years.”*

**14 Reference from the Cabinet - A.2 - The Local Council Tax Support Scheme 2022/2023 - Council Tax Exemptions/Discounts for 2022/2023 and the Annual Minimum Revenue Provision Policy Statement 2022/2023 (Pages 79 - 144)**

The Council is asked to consider the recommendations submitted to it by the Cabinet in respect of the Local Council Tax Support Scheme 2022/2023, Council Tax Exemptions for 2022/2023 and the Annual Minimum Revenue Provision Policy Statement 2022/2023.

**15 Joint Reference from the Cabinet and the Planning Policy & Local Plan Committee - A.3 - Tendring Colchester Borders Garden Community (TCBGC) Joint Committee (Pages 145 - 194)**

To enable Council to consider the Cabinet’s and the Planning Policy & Local Plan Committee’s recommendations that a Joint Tendring Colchester Borders Garden Community Committee is appointed for the discharge of executive and non-executive functions related to the TCBGC and that the Terms of Reference of the Joint Committee are included within Part 3 of the Council’s Constitution.

**16 Reference from the Community Leadership Overview and Scrutiny Committee - A.4 - Covid-19 Memorial and Annual Day of Remembrance (Councillor Mark Stephenson’s Motion to Council pursuant to Council Procedure Rule 12) (Pages 195 - 198)**

To enable Council to consider the Community Leadership Overview and Scrutiny Committee’s recommendation in relation to a motion submitted at the meeting of the Council held on 13 July 2021 by Councillor Mark Stephenson in relation to a proposed Covid-19 Memorial and Annual Day of Remembrance.

**17 Report of the Chief Executive - A.5 - Changes in Membership of Committees (Pages 199 - 200)**

To inform Council of any changes in the membership of Committees that have occurred since the last ordinary meeting of the Council.

**18 Questions Pursuant to Council Procedure Rule 11.2 (Pages 201 - 202)**

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.

The time allocated for receiving and disposing of questions shall be a maximum of 30 minutes. Any question not disposed of at the end of this time shall be the subject of a written response, copied to all Members the following working day unless withdrawn by the questioner.

**19 Decision Notice on the outcome of the Hearing taken by the Standards Committee on 27 October 2021 in relation to an allegation that a Member of Tendring District Council had failed to comply with the Members' Code of Conduct (Pages 203 - 206)**

The Council will formally receive for its information the Decision Notice.

**20 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(p).

**21 Exclusion of Press and Public**

Council is asked to consider passing the following resolution:-

“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 22 on the grounds that it involves the likely disclosure of exempt information as defined in paragraphs 2, 3 and 4 of Part 1 of Schedule 12A, as amended, of the Act.”

**22 Exempt Minutes of the Meetings of the Human Resources & Council Tax Committee held on Wednesday 7 July and Wednesday 20 October 2021 (Pages 207 - 210)**

The Council will receive the exempt minutes of the meeting of the Human Resources & Council Tax Committee held on Wednesday 7 July and Wednesday 20 October 2021.

**NOTES:** (1) The above exempt minutes are presented to Council **for information only**. Members can ask questions on its contents to the Committee's Chairman but questions as to the accuracy of the minutes **must** be asked at the meeting of the Committee when the exempt minute is approved as a correct record; and

(2) If any recommendations to Council has been made by that Committee, these will be included within separate reports for Council to decide upon (i.e. by noting the minute any such recommendations are not approved at this stage of the proceedings).

**Date of the Next Scheduled Meeting of the Council**

Tuesday, 25 January 2022 at 7.30 pm - Princes Theatre - Town Hall, Station Road, 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.