

RECORD OF EXECUTIVE DECISION (THE DECISIONS LIST)

Date:	Decision Maker:	Subject to Call-in*
15 July 2022	Cabinet	No

SUBJECT OF DECISION:

Matters Referred to the Cabinet by a Committee - Reference from the Resources and Services Overview & Scrutiny Committee - A.1 - Corporate Investment Plan

Decision:

RESOLVED that the recommendations made by the Resources and Services Overview & Scrutiny Committee be noted and that the response of the Corporate Finance & Governance Portfolio Holder thereto be endorsed.

Reasons for Decision:

Having considered the recommendations of the Resources and Services Overview & Scrutiny Committee, together with the response of the Corporate Finance & Governance Portfolio Holder thereto.

Alternative Options Considered:

Not to endorse the Portfolio Holder's response.

Conflicts of Interest Declared (and Dispensations Granted by the Monitoring Officer)

None

Consultation with Ward Member:

N/A

Contact Officer:

Lee Heley, Corporate Director (Place & Economy)

Date:	Decision Maker:	Subject to Call-in*
15 July 2022	Cabinet	No

SUBJECT OF DECISION:

Matters Referred to the Cabinet by a Committee - Reference from the Resources and

Services Overview & Scrutiny Committee - A.2 - Waste Recycling and Littering Enquiry

Decision:

RESOLVED that Cabinet notes –

- (a) the contents of the report; and
- (b) that a full response from the Environment & Public Space Portfolio Holder will be submitted to the next meeting of the Cabinet.

Reasons for Decision:

Having considered the recommendations of the Resources and Services Overview & Scrutiny Committee, together with the initial response of the Environment & Public Space Portfolio Holder thereto.

Alternative Options Considered:

None.

**Conflicts of Interest Declared
(and Dispensations Granted by the Monitoring Officer)**

None

Consultation with Ward Member:

N/A

Contact Officer:

Damian Williams, Corporate Director (Operations and Delivery)

Date:	Decision Maker:	Subject to Call-in*
15 July 2022	Cabinet	No

SUBJECT OF DECISION:

Leader of the Council's Items - A.3 - Renewal of the North Essex Parking Partnership Agreement

Decision:

RESOLVED that Cabinet endorses the decision taken by the Leader of the Council for Tendring District Council to sign up to a new Joint Committee Agreement of the North Essex Parking Partnership under the terms proposed.

Reasons for Decision:

It was recognised that failure to sign up to the new agreement within the ECC proposed timescale would have excluded Tendring District Council (TDC) from the partnership preventing it from being able to influence its priorities and actions and forcing TDC to apply for membership of the Joint Committee later, thereby increasing the risk of additional officer time and including the possibility of a refusal of membership.

Alternative Options Considered:

Not to endorse the Leader of the Council's urgent decision.

**Conflicts of Interest Declared
(and Dispensations Granted by the Monitoring Officer)**

None

Consultation with Ward Member:

N/A

Contact Officer:

Ian Taylor, Head of Public Realm

Date:	Decision Maker:	Subject to Call-in*
15 July 2022	Cabinet	Yes

SUBJECT OF DECISION:

Cabinet Members' Items - Report of the Business & Economic Growth Portfolio Holder - A.4
- Shared Prosperity Fund Investment Plan

Decision:

RESOLVED that Cabinet –

- (a) approves the approach to the development of the UK Shared Prosperity Investment Plan for Tendring District, as set out in the Portfolio Holder's report, to spend the Government's conditional allocation of £1,188,232; and
- (b) authorises the Portfolio Holder for Business and Economic Growth to approve the final plan for submission to the Government ahead of the deadline of 1 August 2022.

Reasons for Decision:

In order to progress this opportunity to invest over three years in priorities supported by the Council and shared by partners, and to see improvements for residents in the District of Tendring.

Alternative Options Considered:

The following options were considered:

“As is the case with new activity, the Council had to consider not taking forward the allocation, but this was discounted as the benefits to the district’s residents far outweighed the delivery risks and officer time associated with developing the Investment Plan. This is a guaranteed funding allocation with no competitive element.

Agreeing projects within the Investment Plan. It is possible, although not required, for Councils to include projects within the plan. However, the Council will take the opportunity to align this process with the Corporate Investment Plan internally, and give partners the best opportunity to develop projects that fit the interventions agreed. Projects cannot start before the Investment Plan is agreed by government in the Autumn, so not including projects in the Investment Plan should not delay delivery.

Agreement now to project delivery jointly with other district councils across Essex including allocating 10 percent of funding alongside members of in the North Essex Economic Board. It was decided to keep the option of joint working open, but not to specify an amount at this stage as all partners are currently developing bespoke plans.”

**Conflicts of Interest Declared
(and Dispensations Granted by the Monitoring Officer)**

None

Consultation with Ward Member:

N/A

Contact Officer:

Lee Heley, Corporate Director (Place & Economy)

Date:	Decision Maker:	Subject to Call-in*
15 July 2022	Cabinet	Yes

SUBJECT OF DECISION:

Cabinet Members' Items - Report of the Corporate Finance & Governance Portfolio Holder - A.5 - Initiation of the Property Dealing Procedure in order to explore the Development Potential of Various Areas of Council Land

Decision:

RESOLVED that Cabinet -

- (a) agrees to initiate the Property Dealing Procedure in respect of each of the areas identified in Appendix A to the Portfolio Holder’s report;
- (b) agrees that priority action be taken in relation to bringing forward proposals for further decision in relation to the potential development of the sites at Fernlea Road, Harwich

and Seaview Close, Little Oakley, as contained in the appendix and subject to the Council's Corporate Priority actions;

(c) determines a prioritised list of the other sites, having regard to:

- i) the likely ease or otherwise of completing disposal actions with limited resources;
- ii) the identified need for social housing provision in the area;
- iii) the number of potential dwellings identified;
- iv) the potential level of capital contribution to other priorities;

all to be subject to further decision in relation to the allocation of resources required; and

(d) requests that Officers bring forward processes and ultimately reports for further decision in respect of the freehold disposal of sites at Crome Road Clacton-on-Sea, Dover Road, Brightlingsea and Burrows Close, Clacton-on-Sea.

Reasons for Decision:

In order to:-

- (i) determine Members' priorities for each area of land for potential Council Housing growth; disposal to produce capital receipts for reinvestment into the Corporate Investment Plan to support the delivery of other Council priorities and projects; or for other development;
- (ii) start the process for those sites to be explored, planning opinion sought and a development appraisal to be carried out; and
- (iii) take forward actions on sites previously identified.

Alternative Options Considered:

- To Initiate the Property Dealing Procedure on all of the suggested land areas. – Not proposed - Potential abortive use of resources
- Not initiate the Property Dealing Procedure for any of the land – Not proposed – would not generate any council housing or efficiency.
- To not progress actions or progress with housing development on sites previously identified.

Conflicts of Interest Declared

(and Dispensations Granted by the Monitoring Officer)

None

Consultation with Ward Member:

N/A

Contact Officer:

Andy White, Assistant Director (Building and Public Realm)

Date:	Decision Maker:	Subject to Call-in*
15 July 2022	Cabinet	No

SUBJECT OF DECISION:

Cabinet Members' Items - Report of the Corporate Finance & Governance Portfolio Holder - A.6 - Financial Outturn 2021/22

Decision:

RESOLVED that Cabinet –

- (a) notes the financial outturn position for 2021/22, as set out in the Portfolio Holder's report and its appendices;
- (b) approves the financing of General Fund capital expenditure for 2021/22, as detailed in Appendix D to the Portfolio Holder's report;
- (c) approves the movement in uncommitted and earmarked General Fund reserves for 2021/22, as set out in Appendix E to the Portfolio Holder's report;
- (d) notes the requested carry forwards totalling £17.890m (£12.948m Revenue, COVID Funding £1.077m (net) and £3.865m Capital), as as set out in Appendix K to the Portfolio Holder's report;
- (e) authorises the Section 151 Officer, in consultation with the Portfolio Holder for Corporate Finance and Governance, to approve the carry forwards with the outcome to be reported to Cabinet in September 2022;
- (f) in respect of the HRA, approves the movement on HRA balances for 2021/22 including any commitments set out within Appendices H and/or I to the Portfolio Holder's report, along with recharges to the HRA from the General fund of £2.543m for the year and the financing of the HRA capital expenditure set out in Appendix I to the Portfolio Holder's report;
- (g) approves the use of £0.050m from HRA General Balances to meet the cost of additional improvements to the Council's Housing Repairs and Maintenance system in 2022/23;
- (h) notes the various COVID 19 grant funding amounts set out in Appendix K (ii) to the Portfolio Holder's report and approves the use of the funding as set out in that same Appendix and main body of the report and authorises the Portfolio Holder for Corporate Finance and Governance to agree further allocations from this funding where it supports the on-going recovery from the COVID19 pandemic;
- (i) approves the overall General Fund Outturn Variance for the year of £0.252m being transferred to the existing contingency budget for further consideration as part of the updated Financial Forecast and Quarter 1 position for 2022/23 that will be presented to Cabinet in September 2022;
- (j) approves the use of £0.900m from the funding received from Local Health Partners to

deliver the improvements set out in the Portfolio Holder's report, and authorises the Corporate Director (Operations and Delivery), in consultation with the Portfolio Holder for Housing, to implement the associated schemes and projects;

- (k) approves an additional exemption from procurement rules to regularise the additional cost of £0.033m to deliver the Octopus Ahoy sculpture trail in 2021/22;
- (l) delegates approval of the identification of the necessary additional funding to support the delivery of the new artificial pitch at Clacton Leisure Centre to the Portfolio Holder for Corporate Finance and Governance; and
- (m) authorises the Council's Section 151 Officer, in consultation with the Corporate Finance and Governance Portfolio Holder, to adjust the outturn position for 2021/22 along with any corresponding adjustment to earmarked reserves as a direct result of any recommendations made by the Council's External Auditor during the course of their audit activities relating to the Council's 2021/22 accounts.

Reasons for Decision:

In order to assist careful planning to ensure financial stability underpinned the Council's capacity to deliver against its priorities and that both the capital and revenue budgets of the authority continue to be prepared and monitored with the aim of supporting key objectives.

Alternative Options Considered:

Not to approve some or all of the Portfolio Holder's recommendations.

**Conflicts of Interest Declared
(and Dispensations Granted by the Monitoring Officer)**

None

Consultation with Ward Member:

N/A

Contact Officer:

Richard Barrett, Assistant Director (Finance and IT) & Section 151 Officer

Date:	Decision Maker:	Subject to Call-in*
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SUBJECT OF DECISION:

Cabinet Members' Items - Report of the Corporate Finance and Governance Portfolio Holder - A.7 - Treasury Management Performance 2021/22

Decision:

RESOLVED that Cabinet -

- a) notes the Treasury Management performance position for 2021/22; and
- b) approves the Prudential and Treasury Indicators for 2021/22.

Reasons for Decision:

Acknowledging that good and effective Treasury Management supported the Council in delivery against its corporate goals and objectives and mitigated against risks.

Alternative Options Considered:

Not to approve the Prudential and Treasury Indicators for 2021/22.

**Conflicts of Interest Declared
(and Dispensations Granted by the Monitoring Officer)**

None

Consultation with Ward Member:

N/A

Contact Officer:

Richard Barrett, Assistant Director (Finance and IT) & Section 151 Officer

* The call-in procedure will not apply to a decision where the Chairman of the relevant overview and scrutiny committee's agreement has been obtained that any delay likely to be caused by the call-in process would seriously prejudice the Council's or the public's interest, (Rule 16 (h) of the Overview and Scrutiny Procedure Rules) or any decision made where such decision is to be referred to the Council or one of the overview and scrutiny committees for their consideration.