

RECORD OF EXECUTIVE DECISION (THE DECISIONS LIST)

Date:	Decision Maker:	Subject to Call-in*
25 November 2016	Cabinet	No

SUBJECT OF DECISION:

Reference from the Service Development and Delivery Committee - A.1 Impact of the £1.5 million Three Year Strategic Investment Strategy

Decision:

That the Enforcement and Community Safety Portfolio Holder's response was endorsed.

Reasons for Decision:

Having considered the recommendation of the Service and Development Committee and the Portfolio Holder's response 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: Head of Customer & Commercialisation Services – Mark Westall

Date:	Decision Maker:	Subject to Call-in*
25 November 2016	Cabinet	No

SUBJECT OF DECISION:

Report of the Leader of the Council - A.2 The Establishment of Garden Communities Local Delivery Vehicles and Funding Requirements

Decision:

That:

1. the external legal advice received that those decisions cannot and do not prejudice the outcome of any future decisions that the Council may make about the Local Plan to be made by Council in relation to the allocation of any Garden Community was noted;
2. Cabinet noted that it was proposed that, if appropriate terms can be agreed, the Local Delivery Vehicles would enter into legal agreements with landowners to enable the delivery of the proposed schemes;

#### North Essex Garden Communities Limited

3. in line with Executive Decision No. 2636 made on 22 January 2016 (minute 130) Cabinet agreed to set up and subscribe to North Essex Garden Communities Ltd in accordance with the terms set out in the report and Appendix 2 thereto;
4. the North Essex Garden Communities Ltd shareholder agreement between the Local Authorities was approved, in accordance with the terms set out in the report and Appendix 3 thereto;
5. The Leader of the Council, who is currently Councillor Neil Stock, be appointed to represent Tendring District Council as a Director on the Board of North Essex Garden Communities Limited;

#### Tendring Colchester Borders Limited

6. in line with Executive Decision No. 2636 made on 22 January 2016 (minute 130), Cabinet endorsed the formation of Tendring Colchester Borders Limited by North Essex Garden Communities Limited in accordance with the terms set out in the report and Appendix 4 thereto;
7. the Tendring Colchester Borders Limited shareholder agreement between the Local Authorities was approved, in accordance with the terms set out in the report and Appendix 5 thereto;
8. the Corporate Director (Corporate Services), Martyn Knappett, was appointed to represent Tendring District Council as a Director on the Board of Tendring Colchester Borders Limited, and also that delegated authority was given to the Chief Executive of Tendring District Council to terminate that appointment and to undertake any future appointments;
9. in principle, Cabinet agreed to provide an appropriate proportion of necessary funding to Tendring Colchester Borders Limited (by an appropriate combination of loan or equity), subject to a satisfactory business case setting out the full terms of the arrangement, which would need to accord with the approved Business Plans and masterplans for the project and the funding options available at the time any funding is required by the LDV. Such commitment to be subject to Council approval.

#### **RECOMMENDED TO COUNCIL** that:

10. the decision of the Cabinet to set up and subscribe to the North Essex Garden Communities Limited be noted;
11. the Cabinet's endorsement of the formation of the Tendring Colchester Borders Limited be noted;
12. the, in principle, decision of Cabinet to provide an appropriate proportion of necessary funding to the Tendring Colchester Borders Limited (by an appropriate combination of loan or equity), subject to a satisfactory business case setting out the full terms of the arrangement, which would need to accord with the approved Business Plans and

- masterplans for the project and the funding options available at the time any funding was required by the LDV, be endorsed;
13. the external legal advice received that those decisions cannot and do not prejudice the outcome of any future decisions that the Council may make about the Local Plan to be made by Council in relation to the allocation of any Garden settlement be noted.

Reasons for Decision:

Having considered the contents of the report and the proposals it contained.

Alternative Options Considered:

None.

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

Councillor Howard declared a non-pecuniary interest in that he is employed by the University of Essex.

Consultation with Ward Member:

N/A.

Contact Officers: Corporate Director (Corporate Services) Martyn Knappett and Head of Governance & Legal Services Manager & Monitoring Officer – Lisa Hastings

Date:	Decision Maker:	Subject to Call-in*
25 November 2016	Cabinet	No

SUBJECT OF DECISION:

Report of the Corporate Services Portfolio Holder - A.3 Performance Report - Quarter Two 2016 - July 2016 to September 2016

Decision:

That the contents of the report be noted.

Reasons for Decision:

Having considered the information provided.

Alternative Options Considered:

None.

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

None.

Consultation with Ward Member:

N/A.

Contact Officers: Head of People, Performance and Projects – Anastasia Simpson and  
Human Resources Operations Manager – Katie Wilkins

Date:	Decision Maker:	Subject to Call-in*
25 November 2016	Cabinet	Yes

SUBJECT OF DECISION:

Report of the Finance and Revenues & Benefits Portfolio Holder - A.4 Corporate Budget Monitoring - Second Quarter 2016/17

Decision:

**Decision:** That:

- (a) the financial position as at the end of September 2016 was noted;
- (b) that in respect of the 2016/17 budget it was approved that:
  - planning expenditure budgets be increased to facilitate additional capacity to meet the current demand for the service with the associated income budget increased by £0.102m as set out in the report;
  - the General Fund Capital Programme be increased by £0.120m to accommodate the increased cost of the air handling units at Clacton Leisure Centre funded by the adjustments set out in the report and;
- (c) the Council's Treasury Management Practices be amended to allow the aggregate amount that can be invested with any one Local Authority to be increased from £4.000million to £6.000million.

Reasons for Decision:

Having considered the information provided.

Alternative Options Considered:

None.

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

None.

Consultation with Ward Member:

N/A.

Contact Officer: Head of Finance, Revenues & Benefits Services – Richard Barrett

Date:	Decision Maker:	Subject to Call-in*
25 November 2016	Cabinet	No

**SUBJECT OF DECISION:**

Report of the Finance and Revenues & Benefits Portfolio Holder - A.5 Financial Baseline 2017/18 - Savings Identified from Portfolio Holder Working Parties

Decision:

That Cabinet:

- (a) noted the outcome from the Portfolio Holder Working Parties and other savings proposed identified and requested comments from the Corporate Management Committee; and
- (b) requested the relevant Corporate Director to undertake the necessary actions to take forward the proposed budget reductions to be considered for inclusion in the detailed estimates for recommending to Council in February 2017 and/or to present further reports to Cabinet in due course.

Reasons for Decision:

Having considered the information provided.

Alternative Options Considered:

None.

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

None.

Consultation with Ward Member:

N/A.

Contact Officer: Head of Finance, Revenues & Benefits Services – Richard Barrett

Date:	Decision Maker:	Subject to Call-in*
25 November 2016	Cabinet	No

SUBJECT OF DECISION:

Report of the Monitoring Officer - A.6 Local Government Ombudsman

Decision:

Cabinet noted the report.

Reasons for Decision:

Having considered the report of the Monitoring Officer.

Alternative Options Considered:

None.

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

None.

Consultation with Ward Member:

N/A.

Contact Officer: Monitoring 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.