

Southend-on-Sea Borough Council

Department of the Chief Executive

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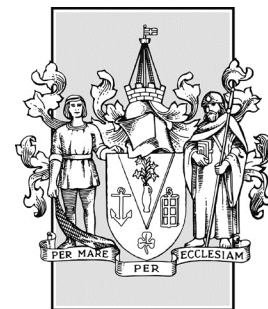
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THE COUNCIL - THURSDAY, 19TH APRIL, 2018 – SUPPLEMENTARY MINUTES PACK

Please find enclosed, for consideration at the next meeting of the The Council taking place on Thursday, 19th April, 2018, the following minutes that were unavailable when the agenda was printed.

Agenda Item No

18 Minutes of the meeting of Place Scrutiny Committee held Monday, 9th April 2018 (Pages 1 - 6)

Minutes attached

19 Minutes of the meeting of People Scrutiny Committee held Tuesday, 10th April 2018 (Pages 7 - 10)

Minutes attached

20 Minutes of the meeting of Policy and Resources Scrutiny Committee held Thursday 12th April 2018 (Pages 11 - 14)

Minutes attached

Robert Harris
Principal Democratic Services Officer
Legal & Democratic Services

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SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Place Scrutiny Committee

Date: Monday, 9th April, 2018
Place: Committee Room 1 - Civic Suite

18

Present: Councillor K Robinson (Chair)
Councillors P Wexham (Vice-Chair), B Ayling*, H Boyd, A Bright,
D Burzotta, T Callaghan, N Folkard, J Garston, S Habermel, D Jarvis,
D Kenyon, H McDonald, D McGlone, J Moyies, J Ware-Lane and
R Woodley*
*Substitute in accordance with Council Procedure Rule 31.

In Attendance: Councillors T Cox, M Flewitt and A Holland (Executive Councillors)
Councillor C Mulroney
A Lewis, E Cooney, N Corrigan, Mr M Gatrell, P Geraghty,
C Robinson, A Keating, M Smith and T Row

Start/End Time: 6.30 p.m. - 8.00 p.m.

878 Apologies for Absence

Apologies for absence were received from Councillors Terry (substitute: Councillor Ayling) and Ward (substitute: Councillor Woodley).

879 Declarations of Interest

The following interests were declared at the meeting:

- (a) Councillors Cox, Flewitt, Holland and Lamb (Executive Councillors) – Disqualifying non-pecuniary interests in all the called-in/referred items; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011;
- (b) Councillor Bright – Agenda Item No. 8 (Shoreline Strategy) – Non-pecuniary interest: Employer is the Minister for flooding at DEFRA;
- (c) Councillor Cox – Agenda Item No. 7 (Fire Safety Report) – Non-pecuniary interest: Part of the response in conjunction with his employer (London Borough of Barking and Dagenham to Grenfell Tower);
- (d) Councillor Flewitt – Agenda Item No. 7 (Fire Safety Report) – Non-pecuniary interest: Friends and family are tenants of South Essex Homes;
- (e) Councillor J Garston – Agenda Item No. 7 (Fire Safety Report) – Non-pecuniary interest: Family member lives in one of the properties mentioned;
- (f) Councillor Habermel – Agenda Item Nos. 9 (Sex Establishment Premises) and 11 (Massage and Special Treatment) – Non-pecuniary interest: Vice-Chair of Licensing Sub Committee C and Member of the Licensing Committee;

(g) Councillor McDonald – Agenda Item No. 9 (Sex Establishment Premises) – Non-pecuniary interest: Employed by a charity who also support women in the sex industry; Trustee of Essex Feminist Collective who campaign against sex industry; On the management committee of Nordic Model Now! Who campaign for changes to the law around prostitution and the sex industry; and women's officer for UNISON Essex and on UNISON's regional women's committee which both campaign against the sex industry;

(h) Councillor McGlone – Agenda Item Nos. 9 (Sex Establishment Premises) and 11 (Massage and Special Treatment) – Non-pecuniary interest: Vice-Chair of Licensing Committee; and

(i) Councillor Woodley – Agenda Item No. 12 (Objections to Traffic Regulation Orders – Tyrone Road and Fermoy Road) – Non-pecuniary interest: Lives in Tyrone Road.

880 Questions from Members of the Public

The Executive Councillor for Culture, Tourism and the Economy and the Executive Councillor for Transport, Waste & Regulatory Services responded to written questions from Mr Webb.

Written responses from the Executive Councillor for Housing, Planning and Sustainability responded to two written questions from Mr Grubb were noted and will be sent to them as they were not present at the meeting.

881 Minutes of the Meeting held on Monday, 29th January 2018

Resolved:-

That the Minutes of the Meeting held on Monday 29th January 2018 be received, confirmed as a correct record and signed.

882 Minutes of the Special Meeting held on Wednesday, 14th February 2018

Resolved:-

That the Minutes of the special meeting held on Wednesday, 14th February 2018 be received, confirmed as a correct record and signed.

883 Monthly Performance Report

The Committee considered Minute 820 of Cabinet held on 13th March 2018 together with the Monthly Performance Report (MPR) covering the period to end February 2018, which had been circulated recently.

Resolved:-

That the report be noted.

Note:- This is an Executive Function.

Executive Councillor:- As appropriate to the item.

884 Fire Safety Report

The Committee considered Minute 819 of Cabinet held on 13th March 2018, which had been called-in for scrutiny, together with the report of the Deputy Chief Executive (Place) setting out the interim results of the Council's Fire Safety Review, which was established following the Grenfell Tower fire on the 14th June 2017.

A list of all the properties that had been contacted regarding fire safety in tall buildings owned both in the private and public sectors was circulated at the meeting for Members' information. In response to questions regarding the properties, the Deputy Chief Executive (Place) requested that, if any Member was aware of any tall building that was not included on the list to forward the details to him.

Resolved:-

That the following decisions of Cabinet be noted:

"1. That the work undertaken by the Council and South Essex Homes in respect to Fire Safety, be noted and endorsed.

2. That a further update be submitted to a future meeting of the Cabinet."

Note:- This is an Executive function
Executive Councillor:- Flewitt

885 Shoreline Strategy

The Committee considered Minute 822 of Cabinet held on 13th March 2018, which had been called-in for scrutiny, together with the report of the Deputy Chief Executive (Place) presenting the draft Southend Shoreline Strategy.

Resolved:-

That the following decisions of Cabinet be noted

"1. That the Southend Shoreline Strategy document for managing the Borough's coastal defences into the future, subject to approval by the Environment Agency, be adopted.

2. That the Deputy Chief Executive (Place), in consultation with the Executive Councillor for Transport, Waste and Regulatory Services, be authorised to approve the final strategy, following Environment Agency approval.

3. That it be noted that the total value of the Strategy at £410m (Present Value £134m) over a 100 year period, of which part will need to be funded from the Council's Capital Programme whilst other funding may include Flood Defence Grant-in-Aid and other external sources.

4. That the Strategy will be supported by an appropriate governance process, as set out in Paragraph 6 of the submitted report.

5. That the submission of the Strategy to the EA Large Project Review Group (LPRG) in June 2018, be approved.”

Note: This is an Executive function
Executive Councillor: Cox

886 Sex Establishment Premises

The Committee considered Minute 823 of Cabinet held on 13th March 2018, which had been called-in for scrutiny, together with the report of the Deputy Chief Executive (Place) setting out a Sex Establishments draft Statement of Licensing Policy as a basis for formal consultation.

Resolved:-

That the following recommendation of Cabinet be noted:

“That the draft Statement of Licensing Policy set out in Appendix 1 to the submitted report be approved for consultation.”

Note: This is a Council function
Executive Councillor: Cox

887 Forum 2

The Committee considered Minute 824 of Cabinet held on 13th March 2018, which had been called-in for scrutiny, together with the report of the Deputy Chief Executive (Place) setting out the core accommodation requirements for the development of Forum 2, which the Council is taking forward in partnership with South Essex College and provided an update on the South East Local Enterprise Partnership (SELEP) funding bid to support the scheme.

In response to a question regarding the length of the proposed lease of the Forum 2 building, the Deputy Chief Executive (Place) undertook to provide a written response after the meeting.

Resolved:-

That the following decisions of Cabinet be noted:

“1. That the content of the Design Brief for Forum 2, including the initial statement of the Council’s requirements in respect to gallery spaces and a digital workspace hub, be approved.

2. That the current budgetary position in relation to the development of Forum 2, including the partners’ progress in securing funding from the South East Local Enterprise Partnership Local Growth Fund, alongside the proposed completion date and programme for delivery, be noted.

3. That the proposed procurement route and the project governance arrangements, including the establishment of a joint Council/College Sponsoring Group and Project Board, be approved.

4. That the Deputy Chief Executive (Place) be approved as the Project Executive and, in consultation with the Executive Councillor for Culture, Tourism and the Economy, be given delegated authority to appoint the Main Design Team and Cost Consultant to progress the design from RIBA Stage 2 (Concept Design) through to RIBA Stage 7 (In Use).”

Note: This is an Executive function
Executive Councillor: Holland

888 Message and Special Treatment

The Committee considered Minute 825 of Cabinet held on 13th March 2018, which had been called-in for scrutiny, together with the report of the Deputy Chief Executive (Place) updating the standard conditions used to grant and renew the licences for persons carrying on establishments for massage or special treatments under the Essex Act 1987 and proposing the adoption of best practice Codes of Practice specific to the different treatments being offered.

Resolved:-

That the following recommendations of Cabinet be noted:

“1. That the Council specifies in each Massage or Special Treatment Licence the updated Conditions and the Codes of Practice relevant to each type of operation. In doing so, the Council is thereby approving the appropriate Code of Practice for each type of licence.

2. That the Codes of Practice continue to be updated in line with best practice and emerging new treatments.”

Note: This is a Council function
Executive Councillor: Cox

889 Objections to Traffic Regulation Orders

The Committee considered Minute 806 of Cabinet Committee held on 8th March 2018, which had been called-in for scrutiny, together with the report of the Deputy Chief Executive (Place) that appraised Members of the representations that had been received in response to the statutory consultation for proposed Traffic Regulation Orders in respect of various proposals within the Borough.

Resolved:-

1. That Minute 806 in respect of the proposed introduction of junction protection only as set out in the Southend-on-Sea Borough Council (Various Roads) (Stopping, Waiting, Loading and Unloading Prohibitions and Restrictions, Parking Places and Permit Parking Zones)(Consolidation) Order 2016 (Amendment No. 1) Order 2017 be referred back to Cabinet Committee for reconsideration.

2. That, with the exclusion of the items listed in resolution 1 above Minute 806 in respect of the following decisions of Cabinet Committee be noted:

“1. That no further action be taken in respect of the Southend-on-Sea Borough Council (Various Roads) (Stopping, Waiting, Loading and Unloading Prohibitions and Restrictions, Parking Places and Permit Parking Zones)(Consolidation) Order 2016 (Amendment No. 1) Order 2017.

2. That no further action be taken in respect of the Southend-on-Sea Borough Council (Various Roads) (Consolidation of Moving Traffic and Speed Limit) Order 2006 (as amended) (Amendment No 2) Order 2018.

3. That the Deputy Chief Executive (Place) be authorised to confirm the Southend-on-Sea Borough Council (Various Roads) (Stopping, Waiting, Loading and Unloading Prohibitions and Restrictions, Parking Places and Permit Parking Zones)(Consolidation) Order 2016 (Amendment No. 3) Order 2018 as advertised, subject to the following amendments so as to reduce the effect of the Order:

(a) Rayleigh Road – remove proposed waiting restrictions on the north side from its junction with Eastwood Park Drive westwards to approximately the western boundary of No. 274 Rayleigh Road; and

(b) The Rodings – reduce the length of proposed waiting restrictions on the west side from its junction with Rayleigh Road to the entrance of the No 15 The Rodings

4. That the Deputy Chief Executive (Place) be authorised to confirm the Borough of Southend-on-Sea (Off-Street Parking Places) Consolidation Order 2005 (As amended) (Amendment No. 1) Order 2018 as advertised.”

Note:- This is an Executive function
Executive Councillor:- Cox

890 In-depth Scrutiny Project - Maximising the Use of Technology

The Committee received an oral update on the progress that had been made in respect of the agreed in-depth Scrutiny study: Maximising the use of technology through the Smart Cities and Digital Futures agendas.

Resolved:-

That the update be noted.

Note:- This is a Scrutiny Function.

Chairman: _____

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SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of People Scrutiny Committee

Date: Tuesday, 10th April, 2018

Place: Committee Room 1 - Civic Suite

19

Present: Councillor C Nevin (Chair)
Councillors B Arscott, M Borton, H Boyd, A Bright, S Buckley,
M Butler, C Endersby, D Garston, S Habermel, A Jones,
C Mulroney, G Phillips, M Stafford and C Walker
J Broadbent – co-opted member

In Attendance: Councillors J Courtenay and L Salter (Executive Councillors)
F Abbott, B Martin, J K Williams and A Keating
Y Bey and I Genius - Youth Council - observers

Start/End Time: 6.30 - 8.25 pm

891 Apologies for Absence

Apologies for absence were received from Councillor L Davies (no substitute), Councillor A Chalke (no substitute), A Semmence, T Watts and E Lusty (co-opted members).

On behalf of the Committee, the Chairman welcomed the new Healthwatch Southend representative, Jean Broadbent and welcomed Mr I Genius (Deputy Youth Mayor), and new Southend Youth Council representative to the meeting.

In the absence of Councillor Davies, Councillor Borton acted as Vice Chair at the meeting.

892 Declarations of Interest

The following interests were declared at the meeting:-

- (a) Councillors Salter and Courtenay (Executive Councillors) – Disqualifying non-pecuniary interests in all the called-in/referred items; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011;
- (b) Councillor Boyd - agenda items relating to – Annual Education Report; Secondary Places report; School Progress report – non-pecuniary - Governor at Westcliff High School for Girls and South East Essex Academy Trust, south east Essex Teaching School Alliance;
- (c) Councillor Jones – agenda item relating to Secondary Places Report - non-pecuniary – parent of child attending St Bernards School;
- (d) Councillor Arscott – agenda item relating to Schools Progress report – non-pecuniary – Governor at Our Lady of Lourdes Catholic Primary School;
- (e) Councillor Jones - agenda item relating to Schools Progress report – non-pecuniary – Governor at Milton Hall School; known to Diocesan Director of Education;
- (f) Councillor Borton - agenda item relating to Schools Progress report – non-pecuniary – Governor at Milton Hall School;

- (g) Councillor Walker - agenda item relating to Schools Progress report – non-pecuniary – wife teaches at West Leigh schools;
- (h) Councillor Borton - agenda item relating to Scrutiny Committee updates – non-pecuniary – EPUT mentioned in report – daughter is nurse at Rochford Hospital;
- (i) Councillor Salter – agenda item relating to Scrutiny Committee updates – non-pecuniary – husband is Consultant Surgeon at Southend Hospital and holds senior posts at the Hospital; son-in-law is GP; daughter is a doctor at Broomfield Hospital;
- (j) Councillor Nevin - agenda item relating Scrutiny Committee updates – non-pecuniary – 2 children work at MEHT; step sister works at Basildon Hospital; previous association at Southend and MEHT Hospitals; NHS employee in Trust outside area;
- (k) Mr I Genius - agenda item relating to Scrutiny Committee updates – non-pecuniary – vice chair of Southend CCG community advisory group.

893 Questions from Members of the Public

Councillor Courtenay, the Executive Councillor for Children & Learning responded to a written question from Mr Webb and Councillor Salter, the Executive Councillor for Health and Adult Social Care responded to a written question from Mr Webb.

894 Minutes of the Meeting held on Tuesday, 30th January, 2018

Resolved:-

That the Minutes of the Meeting held on Tuesday, 30th January, 2018 be confirmed as a correct record and signed.

895 Monthly Performance Report

The Committee considered Minute 820 of Cabinet held on 13th March 2018 together with the Monthly Performance Report (MPR) covering the period to end February 2018, which had been circulated recently.

In response to a question from Councillor Jones on CP 1.6 (rate of Children in Need per 10,000) the Director of Learning Executive Councillor undertook to provide a written answer updating on the conclusion to the work.

Resolved:-

That the reports be noted.

Note:- This is an Executive Function.

Executive Councillor:- As appropriate to the item.

896 Annual Education Report - March 2018

The Committee considered 827 of Cabinet held on 13th March 2018, which had been called in to Scrutiny, together with a report of the Deputy Chief Executive (People) presenting the Annual Education Report (AER) on the retrospective performance of Southend Schools for the academic year 2016/17.

The Committee made some suggestions for future AER's, for example including more narrative under each graphic and a wider range of achievement data at KS5. The Executive Councillor said he would review the content for future AER's.

Resolved:-

That the following decisions of Cabinet be noted:

"1. That the new format of the Annual Education Report be noted.

2. That the Annual Education Report, recognising the very positive outcomes for learners across all Key Stages, be approved."

Note: This is an Executive Function

Executive Councillor: Courtenay

897 Secondary School Places

The Committee considered 828 of Cabinet held on 13th March 2018, which had been called in to Scrutiny, together with a report of the Deputy Chief Executive (People) providing an update on the current position regarding the future provision for Secondary School places across the Borough from 2018-2020 and beyond.

Resolved:-

That the following decisions of Cabinet be noted:

"1. That the position regarding the provision of sufficient secondary school places, be noted.

2. That the decision to pursue a Free School option be reversed in favour of the expansion in existing secondary schools."

Note: This is an Executive Function.

Executive Councillor: Courtenay

898 Schools Progress Report

The Committee received and considered a report of the Deputy Chief Executive (People) which informed members of the current position with regard to the performance of all schools, including those schools causing concern and updated on known Academy developments. The Council's Director of Learning also provided an update on recent Ofsted Inspections.

Resolved:-

That the report be noted.

Note:- This is an Executive Function.

Executive Councillor:- Courtenay.

899 Scrutiny Committee - updates

The Committee received a report of the Chief Executive which updated members on a number of scrutiny matters.

Resolved:-

1. That the report and actions taken be noted.
2. To note the timetable for commenting on the Quality Accounts from EPUT and the Hospital Trust for 2017/18, as set out in section 3 of the report.
3. That the Committee's work programme for 2018/19 include primary care / GP provision in the Borough.
4. To endorse the terms of reference for the Joint Scrutiny Committee looking at the STP, as set out at Appendix 1 of the report.
5. To note the response made by the Joint Scrutiny Committee looking at the STP, as set out at Appendix 2 of the report.
6. That the Committee's current in depth scrutiny project 'Connecting communities to avoid isolation' be concluded in 2018/19.

Note:- This is a Scrutiny Function.

900 Vote of Thanks

The Chairman thanked the Committee for their contributions, support and participation at the meetings over the last Municipal Year. In response members of the Committee thanked the Chairman.

Chairman: _____

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SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Policy and Resources Scrutiny Committee

Date: Thursday, 12th April, 2018
Place: Committee Room 1 - Civic Suite

20

Present: Councillor B Ayling (Chair)
Councillors D Kenyon (Vice-Chair), B Arscott, D Burzotta,
M Davidson, N Folkard, D Garston, I Gilbert, R Hadley,
D McGlone, J McMahon, D Norman MBE, G Phillips, M Stafford,
C Walker, P Wexham and C Willis

In Attendance: Councillors M Flewitt and A Moring (Executive Councillors)
Councillor M Terry
J K Williams, F Abbott, J Chesterton, C Robinson and M Sargood

Start/End Time: 6.30 - 8.00 pm

901 Apologies for Absence

There were no apologies received.

902 Declarations of Interest

The following interests were declared at the meeting:-

- (a) Councillors Flewitt and Moring (Executive Councillors) – Disqualifying non-pecuniary interests in all the called-in/referred items; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011;
- (b) Councillor Flewitt – agenda item relating to MPR – non-pecuniary – friends and family tenants of SEH.

903 Questions from Members of the Public

Councillor Moring, the Executive Councillor for Corporate and Community Support Services responded to a written question from Mr Webb, which was addressed to the Executive Councillor for Culture, Tourism & the Economy and also responded to a written question from Mr Webb within his portfolio.

904 Minutes of the Meeting held on Wednesday, 31st January, 2018

Resolved:-

That the Minutes of the meeting held on Wednesday, 31st January 2018 be confirmed and signed as a correct record.

905 Monthly Performance Report

The Committee considered Minute 820 of Cabinet held on 13th March 2018 together with the Monthly Performance Report (MPR) covering the period to end February 2018, which had been circulated recently.

In response to questions regarding CP 4.10 (total number of households in temporary accommodation), the Executive Councillor agreed to provide a written response providing a breakdown of figures.

Resolved:-

That the reports be noted.

Note:- This is an Executive Function.

Executive Councillor:- As appropriate to the item.

906 Annual Procurement Plan 2018/19

The Committee considered Minute 826 of Cabinet held on 13th March 2018, which had been called in to Scrutiny, together with a report of the Deputy Chief Executive (People) presenting the Council's Annual Procurement Plan for 2018/19.

Resolved:-

That the following decision of Cabinet be noted:

"That the Annual Procurement Plan 2018/19 set out in Appendix 1 to the submitted report, be approved."

Note:- This is an Executive Function

Executive Councillor:- Moring

907 Council Procedure Rule 46

The Committee considered Minute 830 of Cabinet held on 13th March 2018 which had been called in the scrutiny, relating to item 2.2 (Grant of agreement lease of land at East Beach for a Restaurant Development).

Resolved:-

That the submitted report be noted.

Note: This is an Executive Function

Executive Councillor: Moring

908 In depth scrutiny project - 'Additional enforcement resources for Southend'

The Committee considered a report of the Chief executive which presented the draft report of the scrutiny project for 2017/18 – 'Additional Enforcement Resources for Southend'.

Resolved:-

1. That the report and conclusions from the in depth scrutiny project, detailed at Section 4 of the report be agreed.

2. That in accordance with Scrutiny Procedure Rule 10 (part 4 (e) of the Constitution), to agree that the Chairman of the Project Team present the report to a future Cabinet meeting.

Note:- This is a Scrutiny Function.

909 Exclusion of the Public

Resolved:

That, under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the item of business set out below, on the grounds that it would involve the likely disclosure of exempt information as defined in Part 1 of Schedule 12A to the Act and that the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

910 Council Procedure Rule 46 - Confidential Sheet

The Committee considered Minute 832 of Cabinet held on 13th March 2018 which had been called in the scrutiny, relating to item 2.2 (Grant of agreement lease of land at East Beach for a Restaurant Development).

Resolved:-

That the submitted report be noted.

Note: This is an Executive Function
Executive Councillor: Moring

911 Vote of Thanks

Members of the Committee thanked the Chairman for the able way in which he had conducted meetings during the Municipal Year.

Chairman: _____

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