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Southend-on-Sea City Council

Legal & Democratic Services

Executive Director: John Williams

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17 March 2022

THE COUNCIL - THURSDAY, 24TH MARCH, 2022 SUPPLEMENTARY MINUTES PACK

Please find enclosed, for consideration at the next meeting of the Council taking place on Thursday, 24th March, 2022, the following Scrutiny Committee minutes that were unavailable when the agenda was printed.

Agenda No Item

15 **Minutes of the meeting of Place Scrutiny Committee held Monday, 14 March 2022 (Pages 1 - 4)**

Minutes attached

16 **Minutes of the meeting of People Scrutiny Committee held Tuesday, 15 March 2022 (Pages 5 - 6)**

Minutes attached

17 **Minutes of the meeting of Policy and Resources Scrutiny Committee held Wednesday, 16 March 2022 (Pages 7 - 10)**

Minutes attached

Robert Harris
Principal Democratic Services Officer

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SOUTHEND-ON-SEA CITY COUNCIL

Meeting of Place Scrutiny Committee

Date: Monday, 14th March, 2022
Place: Council Chamber - Civic Suite

15

Present: Councillor A Moring (Chair)
Councillors N Folkard (Vice-Chair), M Berry*, K Buck, D Cowan,
T Cox, M Dent, F Evans, K Evans, D Jarvis, K Robinson,
S Wakefield, C Walker, J Warren and P Wexham
(*Substitute in accordance with Council Procedure Rule 31.)

In Attendance: Councillors I Gilbert and C Mulroney (Cabinet Members)
J Williams, J Burr, I Kazalbash and T Row

Start/End Time: 6.35 pm - 7.45 pm

781 Apologies for Absence

Apologies for absence were received from Councillors George (no substitute), Mitchell (substitute: Councillor Berry) and Ward (no substitute).

782 Declarations of Interest

The following interests were declared at the meeting:

(a) Councillors Gilbert and Mulroney (Cabinet Members) – Interest in the called-in items; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011; and

(b) Councillor Buck – Minute Nos. 786 (Waste Collection Contract) and 789 (Waste Collection Contract – Confidential Appendix) – Non-pecuniary interest: A client of his is a waste contractor within Rochford.

783 Questions from Members of the Public

There were no questions from members of the public.

784 Minutes of the special meeting held on Monday 24th January 2022

Resolved:-

That the Minutes of the special meeting held on Monday 24th January 2022 be received, confirmed as a correct record and signed.

(NOTE: Whilst the Minutes of the special meeting of the Committee were approved as a correct record, the report of the Executive Director (Neighbourhoods and the Environment) regarding the Waste Collection Contract was subsequently withdrawn at the special meeting of Council held on Tuesday 25th February 2022 (Minute Nos. 644 and 646 refer). The Waste Collection

Contract was the subject of a further report which was presented to Cabinet at its meeting on 22nd February 2022).

785 Minutes of the Meeting held on Monday 7th February 2022

The Committee's attention was drawn to an omission in Minute No. 662 (Department for Transport Tranche 2 – Active Travel Fund), in that it did not record reference up to Council under Council Procedure Rule 39.

Resolved:-

That, subject to the inclusion of the reference of Minute 662 (Department for Transport Tranche 2 – Active Travel Fund) to full Council for consideration in accordance with Council Procedure Rule 39, the Minutes of the Meeting held on Monday, 7th February 2022 be received, confirmed as a correct record and signed.

786 Waste Collection Contract

The Committee considered Minute 725 of Cabinet held on 22nd February 2022, which had been called-in for scrutiny. The Committee also had before it the report of the Executive Director (Neighbourhoods and Environment) presenting two options for securing the future service provision of the Recycling, Waste and Cleansing Contract, with the express aim of supporting the Council's declared Climate Emergency, the Southend 2050 Ambition and meeting the changing requirements of environmental legislation and the growing environmental demands of the City's residents.

During consideration of the matter, the Committee resolved to exclude the public and press from the meeting (confidential session) to enable questions to be raised on the confidential and commercial aspects of the matter.

Resolved:-

1. That the matter be referred back to Cabinet for reconsideration with the recommendation that that the weekly collection of general residual waste be included in any tender documentation as a mandatory requirement.

2. That, in accordance with Council Procedure Rule 39, the matter be referred to full Council for consideration. ||

Note: This is an Executive Function
Cabinet Member: Cllr Mulroney

787 Joint In-depth Scrutiny Project

The Committee noted an oral update on the progress that had been made in respect of the joint in-depth Scrutiny study, entitled 'Enabling Councillors to be Effective'.

Resolved:-

That the report be noted.

Note: This is a Scrutiny function

788 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 items of business set out below, on the grounds that they 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.

789 Waste Collection Contract - Confidential Appendix

The Committee received a confidential report of the Executive Director (Neighbourhoods and Environment) concerning the Waste Collection Contract which was considered in conjunction with Minute No. 786 above.

Resolved:

That the confidential report be noted.

Note: This is an Executive Function
Cabinet Member: Cllr Mulroney

Chair: _____

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SOUTHEND-ON-SEA CITY COUNCIL

Meeting of People Scrutiny Committee

Date: Tuesday, 15th March, 2022

Place: Council Chamber - Civic Suite

16

Present: Councillor L Salter (Chair)
Councillors H Boyd (Vice-Chair), T Cox*, B Beggs, M Berry, J Courtenay, T Cowdrey, K Evans, N Folkard*, D Garne, B Hooper, A Line, M Stafford and A Thompson

*Substitute in accordance with Council Procedure Rule 31.

In Attendance: Councillor L Burton (Cabinet Member), M Faulkner-Hatt, S Kebbell (Southend Youth Council (Observers)), A Kubeyinje, M Marks, B Martin, S Tautz and J Williams

Start/End Time: 6.00 pm - 7.55 pm

790 Apologies for Absence

Apologies for absence were received from Councillor A Dear (Substitute: Councillor T Cox), Councillor K Mitchell (no substitute), Councillor J Lamb (Substitute: Councillor N Folkard), Councillor I Shead (no substitute) and T Watts (Southend Carers Form (Co-opted member)).

791 Declarations of Interest

The following interests were declared at the meeting:

- (a) Councillor B Beggs - Agenda Item 5 (SEND Peer Review) - Family member has special educational needs and disabilities - non-pecuniary interest.
- (b) Councillor T Cowdrey - Agenda Item 5 (SEND Peer Review) – Is qualified social worker by profession; Has regular contact with local SEND Parent Carer Forum - non-pecuniary interests.
- (c) Councillor T Cox - Agenda Item 5 (SEND Peer Review) - Family member has special educational needs and disabilities and is in receipt of an Education, Health and Care Plan - non-pecuniary interest.
- (d) Councillor K Evans - Agenda Item 5 (SEND Peer Review) – Employed by Essex County Council in the consideration of school appeals as member of Statutory Appeal Panel - non-pecuniary interest.
- (e) Councillor B Hooper - Agenda Item 5 (SEND Peer Review) - Director of Blade Education, a not-for-profit company that works with local SEND children - non-pecuniary interest.
- (f) Councillor L Burton (Cabinet Member) - Agenda Item 5 (SEND Peer Review) - Employed as a teacher at a school outside Southend-on-Sea - non-pecuniary interest.

792 Questions from Members of the Public

There were no questions from members of the public relating to the responsibilities of the Committee.

793 Minutes of the Meeting held on 8 February 2022

Resolved:

That the minutes of the meeting of the Committee held on 8 February 2022 be confirmed as a correct record and signed.

794 SEND Peer Review

The Committee considered a report of the Executive Director (Children and Public Health), setting out current progress on the delivery of the Implementation Plan arising from the findings and recommendations identified by the Local Government Association in its Independent Peer Review of the Council's provision of Special Educational Needs and Disabilities (SEND) and Children with Disability services.

The Executive Director (Children and Public Health) undertook to provide a written response to a question raised by a member of the Committee, with regard to the level of participation by relevant officers of the Council in a recent conference on Neurodiversity facilitated by the Parent Carer Form, highlighted in Recommendation 8 of the Implementation Plan.

The Executive Director (Children and Public Health) also undertook to seek written responses from the NHS Alliance Director for South East Essex to questions raised by members of the Committee with regard to the provision of SEND and Children with Disability services at the Lighthouse Child Development Centre, concerning the level of support provided to the Council, the current timescales for the completion of diagnosis and medication reviews, and the diagnosis of Attention Deficit Hyperactivity Disorder (ADHD) for children under seven years of age. The Chair requested that such questions be submitted in writing to the Executive Director (Children and Public Health) in order that they could be raised with the NHS Alliance Director.

Resolved:

1. That the report be noted.
2. That a further update on progress with the delivery of the Implementation Plan arising from the Peer Review, be made to the next meeting of the Committee.

Note: This is a Scrutiny function

795 Joint In-Depth Scrutiny Project 2021/22

The Committee received an update on progress with regard to the joint in-depth scrutiny project for 2021/22.

Resolved:

That the report be noted.

Note: This is a Scrutiny function

Chair: _____

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SOUTHEND-ON-SEA CITY COUNCIL

Meeting of Policy and Resources Scrutiny Committee

Date: Wednesday, 16th March, 2022

Place: Council Chamber - Civic Suite

17

Present: Councillor D Garston (Chair)
Councillors S Habermel (Vice-Chair), B Beggs*, M Berry*, S Buckley,
D Cowan, T Cox, T Cowdrey, M Dent, M Kelly, D McGlone, J Moyies,
D Nelson, A Thompson, S Wakefield and P Wexham

*Substitute in accordance with Council Procedure Rule 31.

In Attendance: Councillors I Gilbert, C Mulroney and M Terry (Cabinet Members),
G Gilbert, S Meah-Sims and S Tautz

Start/End Time: 6.30 pm - 8.30 pm

796 Apologies for Absence

Apologies for absence were received from Councillor M Davidson (Substitute: Councillor B Beggs), Councillor S George (Substitute: Councillor M Berry) and Councillor I Shead (no substitute).

797 Declarations of Interest

The following interests were declared at the meeting:

- (a) Councillors I Gilbert, C Mulroney and M Terry (Cabinet Members) - Interest in the called-in item; attended pursuant to the dispensation agreed at Council on 19 July 2012, under S.33 of the Localism Act 2011.
- (b) Councillors I Gilbert, C Mulroney and M Terry (Cabinet Members) - Interest in the referred item; attended pursuant to the dispensation agreed at Council on 19 July 2012, under S.33 of the Localism Act 2011.
- (c) Councillor D Cowan - Agenda Item 5 (PSPO Consultation) - Family members live within the area of designation of the existing Public Spaces Protection Order - non-pecuniary interest.
- (d) Councillor M Dent - Agenda Item 5 (PSPO Consultation) - Lives within the area of designation of the existing Public Spaces Protection Order - non-pecuniary interest.
- (e) Councillor J Moyies - Agenda Item 6 (City Council Branding) - Employed in the marketing industry - non-pecuniary interest.
- (f) Councillor D Nelson - Agenda Item 6 (City Council Branding) - Employed in the marketing industry - non-pecuniary interest.
- (g) Councillor M Terry (Cabinet Member) - Agenda Item 5 (PSPO Consultation) - Lives within the area of designation of the existing PSPO - non-pecuniary interest.

798 Nazanin Zaghari-Ratcliffe & Anoosheh Ashoori

The Committee expressed its congratulations to Nazanin Zaghari-Ratcliffe and Anoosheh Ashoori for their safe return to the United Kingdom, following release from detention in Iran.

799 Questions from Members of the Public

There were no questions from members of the public relating to the responsibilities of the Committee.

800 Minutes of the Meeting held on 10 February 2022

Resolved:

That the minutes of the meeting of the Committee held on 10 February 2022 be confirmed as a correct record and signed.

801 PSPO Consultation

The Committee considered Minute 729 of the meeting of the Cabinet held on 22 February 2022, which had been called-in for scrutiny, together with a report of the Assistant Director (Legal Services) on whether the Council should commence statutory consultation on extending and varying the Public Spaces Protection Order (Southend Town Centre, Seafront and Adjoining Areas) No 1 of 2019.

In response to questions from members of the Committee, the Cabinet Member for Public Protection confirmed that he would be prepared to extend the scope of the proposed consultation process to incorporate the area between Toledo Road and Queensway that was immediately adjacent to the existing area of designation of the PSPO, and to add reference within the consultation that the Council was minded to prohibit the use of barbeques across the area of the PSPO, including at the existing dedicated barbecue area at East Beach, Shoeburyness. In supporting the extension of the scope of the proposed PSPO consultation process, the Cabinet Member for Public Protection indicated that there was an existing evidence base of anti-social behaviour issues in the additional areas identified by the Committee.

Resolved:

That the following decisions of the Cabinet be noted:

“1. That a consultation be undertaken into the possibility of the Council extending and varying (and/or making a new) Public Spaces Protection Order (PSPO) under Sections 59, 60 & 61 of the Anti-social Behaviour (ASB), Crime and Policing Act 2014 in respect of the area and activities detailed in the submitted report.

2. That the proposed consultation process commences as soon as practically possible.

3. That delegated authority be given to the Assistant Director for Legal Services in consultation with the Cabinet Member for Public Protection to:

a) Finalise the draft PSPO to form part of the consultation;

b) Settle the final form of the consultation; and

c) explore and report back to Cabinet following the consultation any additional resource requirements to effectively enforce the PSPO.”

Note: This is an Executive Function
Cabinet Member: Councillor M Terry

802 City Council Branding

The Committee considered Minute 780 of the meeting of the Cabinet held on 14 March 2022, which had been referred directly to the Committee for scrutiny, together with a report of the Executive Director (Transformation) setting out the opportunities connected to the update of the corporate branding for the Council and presenting branding options to engage upon more widely.

Resolved:

That the matter be referred back to the Cabinet for reconsideration with the recommendation that a full brief should be developed for the update of the corporate branding for the Council.

Note: This is an Executive Function
Cabinet Member: Councillor I Gilbert

803 Association of South Essex Local Authorities - Joint Committee

The Committee received the draft minutes of the meeting of the Joint Committee of the Association of South Essex Local Authorities (ASELA), held on 10 February 2022.

Resolved:

That the draft minutes of the meeting of the Joint Committee of the Association of South Essex Local Authorities held on 10 February 2022, be noted.

Note: This is a Scrutiny function

804 Joint In-Depth Scrutiny Project 2021/22

The Committee received an update on progress with regard to the joint in-depth scrutiny project for 2021/22.

Resolved:

That the report be noted.

Note: This is a Scrutiny function

Chair: _____

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