



Council Meeting

**Council Offices
White Cliffs Business Park
Dover**

Wednesday, 20 July 2016

Summons and Agenda

Nadeem Aziz
Chief Executive



Democratic Services
White Cliffs Business Park

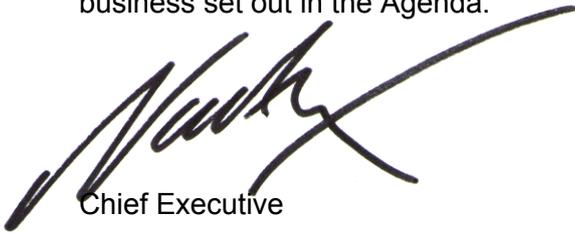
Dover
Kent CT16 3PJ

Telephone: (01304) 821199
Fax: (01304) 872452
DX: 6312
Minicom: (01304) 820115
Website: www.dover.gov.uk
e-mail: democraticservices@dover.gov.uk

12 July 2016

To the Members of the Council,

You are hereby summoned to attend a meeting of the **COUNCIL** to be held in the Council Chamber at these Offices on Wednesday 20 July 2016 at 6.00 pm for the transaction of the business set out in the Agenda.



Chief Executive

Members of the Council:

S S Chandler (Chairman)	M R Eddy	S M Le Chevalier
D Hannent (Vice-Chairman)	A Friend	S C Manion
J S Back	R J Frost	K Mills
S F Bannister	B Gardner	K E Morris
T J Bartlett	B J Glayzer	D P Murphy
P M Beresford	P J Hawkins	M J Ovenden
T A Bond	P G Heath	A S Pollitt
P M Brivio	J M Heron	G Rapley
B W Butcher	S Hill	A F Richardson
P I Carter	M J Holloway	M Rose
N J Collor	T P Johnstone	D A Sargent
M D Conolly	S J Jones	F J W Scales
M I Cosin	L A Keen	P Walker
D G Cronk	N S Kenton	P M Wallace
N Dixon	P S Le Chevalier	P A Watkins

AGENDA

1 **APOLOGIES**

To receive any apologies for absence.

2 **MINUTES** (Pages 10 - 18)

To confirm the attached Minutes of the meetings held on 18 May 2016.

3 **DECLARATIONS OF INTEREST** (Page 19)

To receive any declarations of interest from Members in respect of business to be transacted on the agenda.

4 **ANNOUNCEMENTS**

To receive any announcements from the Chairman, Leader, Members of the Cabinet or Head of Paid Service.

5 **LEADER'S TIME**

To receive an oral report at the meeting from the Leader (and Cabinet) on the business of the Executive or on any topic or subject that it is felt should be brought to the attention of the Council.

In accordance with Council Procedure Rule 10 (Leader's Time):

- (a) The Leader (and Cabinet) shall have up to 15 minutes to make within this report any statements that they wish on any topic or subject that they feel should be drawn to the attention of the Council.
- (b) The Leader (or their nominee) of the Major Opposition Group (Labour Group) shall be allowed up to 10 minutes to respond.
- (c) The Leader (or their nominee) of the Other Opposition Group (UKIP Group) shall be allowed up to 5 minutes to respond.
- (d) The Leader of the Council shall be allowed up to 5 minutes to exercise a right of reply (or 25% of the time given to the Opposition Group Leaders, whichever is the greatest).

6 **SEAT ALLOCATION AND GROUP APPOINTMENTS**

To receive from Group Leaders any changes to seat allocations or appointments.

(Note: Any changes must be within the approved allocation of seats to political groups in accordance with the political balance rules (where applicable).)

7 **QUESTIONS FROM THE PUBLIC**

To receive answers in respect of questions from the public to Members of the Executive asked in accordance with Rule 11 of the Council Procedure Rules.

- (a) Questions will be asked in the order in which notice of them was received, except that the Chairman may group together similar questions.
- (b) The period for questions by the public shall be limited so that no further questions shall be put after the elapse of 15 minutes from the commencement of the first question.
- (c) A maximum of three minutes is allowed for the each question to be read.
- (d) A questioner who has put a question in person may also put one supplementary question without notice to the member who has replied to his or her original question. A supplementary question must arise directly out of

the original question or the reply.

- (e) Afterwards, any other Member at the Chairman's discretion may speak for up to two minutes on a question or reply.

Questions from the Public

In accordance with Rule 11 of the Council Procedure Rules, Penelope James gave notice of her intention to ask the following question of Councillor N S Kenton, the Portfolio Holder for Environment, Waste and Planning:

“Why was Dover District Council able to attend and stop the music at the recent Mind Festival in Coldred on Saturday June 4, 2016 at the request of local residents from Lydden but has been, seemingly, unwilling to enforce the Noise Abatement Notice on Music served on Lydden Hill Race Circuit on May 21, 2012 at any time during the past four years when called out?

Local residents have been complaining about noise from evening entertainment from Lydden Hill Race Circuit for many years now. We find it unacceptable that we have to put up with an evening of booming music after a day of intrusive racing noise. Dover District Council is aware in advance of the dates which are liable to be noisy and yet, when the Out of Hours Office is called by Wootton residents, it still appears unprepared to enforce the NAN.

As we understand it, in order to be in a position to call Out of Hours one needs to be able to hear the noise inside the house. Wootton is located in an Area of Outstanding Natural Beauty, as is Lydden Hill Race Circuit, and in the summer residents like to sit outside in the garden for dinner or a drink – this is why we have chosen to live here. Some residents have lived here since before the Circuit commenced operation and many more of us before the current owners took over and the noise increased exponentially. But more and more frequently over the past 8 years we find ourselves having to retire inside and shut all the doors and windows on beautiful summer evenings in an attempt to get away from the noise, and yet still it is intrusive.

We appreciate and understand that the Circuit is going to hold a number of noisy events during the year. Our grievance is that these evening events do not always finish on time, are extremely noisy (yes even the Silent discos) and take place after a long day of noise. When we call Out of Hours no one responds or the officer comes out too late and, most importantly, no subsequent action is ever taken. Yet we have been told that this is something that would be very simple to sort out.

If Dover District Council can stop the music for the Mind Festival why does it not enforce the NAN on Lydden Hill Race Circuit?”

8 QUESTIONS FROM MEMBERS

Up to 60 minutes is allowed for this part of the meeting unless extended by the Chairman of Council on a motion moved, duly seconded and approved by the Council. Members may ask one supplementary question in addition to their original question.

(a) To Chairmen/Vice-Chairmen of Committees

To receive answers in respect of questions from Members of the Council to the Chairman or Vice-Chairman of the Council or the Chairman of any Committee or Sub-Committee asked in accordance with Rule 12 of the Council Procedure Rules.

- (1) Councillor M R Eddy will ask the Chairman of the Scrutiny (Policy and Performance) Committee, Councillor K Mills:

“Although the current French Government has recently refused the request of the Mayor of Calais, made in the light of the EU referendum vote in this country, to revoke the bilateral agreements between France and Britain and thereby remove British frontier checks from Calais and Dunkerque, what consideration has been given through the scrutiny process to the possible impact of such a revocation on the services and finances of this District?”

(b) To the Executive

To receive answers in respect of questions from Members of the Council to a Member of the Executive asked in accordance with Rule 12 of the Council Procedure Rules.

- (2) Councillor P J Hawkins will ask the Portfolio Holder for Environment, Waste and Planning, Councillor N S Kenton:

“Since 2011 the Council has approved new housing developments in Sholden that total nearly 500 new homes, and there are rumours of a further development on the site currently being developed by Persimmons in the Church Lane area. Can the Portfolio Holder for Environment, Waste and Planning tell the Council at what point it will be decided that saturation point has been reached in terms of further housing developments in Sholden given the lack of suitable infrastructure to support those further developments?”

- (3) Councillor S F Bannister will ask the Portfolio Holder for Property Management and Public Protection, Councillor T J Bartlett:

“The Council has embarked on public consultation on the Sports and Leisure Strategy, and the proposals for the new leisure centre. How has the Council ensured that the consultees, in terms of location and income group, are a fair sample of local people?”

- (4) Councillor D A Sargent will ask the Leader of the Council, Councillor P A Watkins:

“I am sure the Leader of the Council joins me in condemning the post-referendum increase in racist and xenophobic hate crime attacks in various parts of the Country. Will he please outline the actions that this council can take to tackle hate crime?”

- (5) Councillor S J Jones will ask the Portfolio Holder for Corporate Resources and Performance, Councillor M D Conolly:

“Can the Portfolio holder for Corporate Resources and Performance

provide further information regarding the urgent decision to release £185,000 for routine maintenance on the Council's assets? Bearing in mind it is well known that there is a maintenance backlog how was the decision prioritising these projects made?"

- (6) Councillor B Gardner will ask the Portfolio Holder for Corporate Resources and Performance, Councillor M D Conolly:

"Would the Portfolio Holder please explain the background and the reasons as to why the new levels of the fees for local land charges had to be rushed through as an urgent decision notice and furthermore that the opportunity for Councillors to call this decision into Scrutiny had to be removed by the Chairman of Council?"

9 **MOTIONS**

Motions for which notice has been given are listed on the agenda in the order in which notice was received, unless the Member giving notice states, in writing, that they propose to move it at a later meeting or withdraw it.

If a Motion set out in the agenda is not moved by the Member who gave notice thereof it shall, unless postponed by consent of the Council, be treated as withdrawn and shall not be moved without fresh notice.

A Motion must be about matters for which the Council has powers or duties or which affects the District.

- (1) In accordance with Council Procedure Rule 13, Councillor B J Glayzer will move:

"This council calls upon the Portfolio Holder for Access and Licensing to raise with Kent County Council the need for additional traffic calming measures by way of speed humps and, or 20mph speed buffering zones for Barton Road and Frith Road. This motion has been brought to attention due to increased tensions and discussions raised with constituents of the Tower Hamlets ward at the neighbourhood forum."

- (2) In accordance with Council Procedure Rule 13, Councillor A F Richardson will move:

"This Council asserts that we are proud to live in a diverse and tolerant society. Racism, xenophobia and hate crimes have no place in our country. Dover District Council condemns racism, xenophobia and hate crimes unequivocally. We will not allow hate to become acceptable.

Dover District Council will work to ensure local bodies and programmes have the support and resources needed to fight and prevent racism and xenophobia.

The members of the Council reassure all people living in Dover District that they are valued members of our community."

- (3) In accordance with Council Procedure Rule 13, Councillor P M Brivio will move:

"This Council calls on Government to reconsider its transitional

arrangements for women born on or after 6 April 1951, so that women do not live in hardship due to pension changes they were not told of until it was too late to make alternative arrangements, and to make fair transitional state pension arrangements for all women born on or after that date.”

- (4) In accordance with Council Procedure Rule 13, Councillor P Walker will move:

“This Council will examine means of utilising Section 215 notices in more beneficial ways to further enhance both our regeneration programme and shopping areas and to support small businesses in this District.”

- (5) In accordance with Council Procedure Rule 13, Councillor A S Pollitt will move:

“This Council resolves to buy back the property known as the former Regent Cinema and agrees to work with any future purchaser and the council's partners to improve the building's appearance, not only of the seafront facade but also when seen from Sondes Road and South Street and the properties in those streets.”

10 **ESTABLISHMENT OF EAST KENT SERVICES COMMITTEE AND ASSOCIATED ARRANGEMENTS - REVISED DELEGATIONS** (Pages 20 - 24)

To consider the attached report of the Director of Governance.

11 **EXPLORING THE MERGER OF THE FIVE EAST KENT DISTRICT COUNCILS** (Pages 25 - 34)

To consider the attached report of the Chief Executive.

12 **URGENT BUSINESS TIME**

To consider any other items deemed by the Chairman of the Council to be urgent in accordance with the Local Government Act 1972.

Access to Meetings and Information

- Members of the public are welcome to attend meetings of the Council, its Committees and Sub-Committees. You may remain present throughout them except during the consideration of exempt or confidential information.
- All meetings are held at the Council Offices, Whitfield unless otherwise indicated on the front page of the agenda. There is disabled access via the Council Chamber entrance and a disabled toilet is available in the foyer. In addition, there is a PA system and hearing loop within the Council Chamber.
- Agenda papers are published five clear working days before the meeting. Alternatively, a limited supply of agendas will be available at the meeting, free of charge, and all agendas, reports and minutes can be viewed and downloaded from our website www.dover.gov.uk. Minutes will be published on our website as soon as practicably possible after each meeting. All agenda papers and minutes are available for public inspection for a period of six years from the date of the meeting.

- If you require any further information about the contents of this agenda or your right to gain access to information held by the Council please contact Rebecca Brough, Team Leader - Democratic Support, telephone: (01304) 872304 or email: rebecca.brough@dover.gov.uk for details.

Large print copies of this agenda can be supplied on request.