

Record of the decisions of the meeting of the **CABINET** held at the Council Offices, Whitfield on Monday, 5 November 2018 at 11.02 am.

Present:

Chairman: Councillor K E Morris

Councillors: T J Bartlett  
P M Beresford  
N J Collor  
M D Conolly  
M J Holloway  
N S Kenton

Also Present: S F Bannister  
P M Brivio  
S S Chandler  
M R Eddy  
B Gardner  
S J Jones  
A M Napier  
P Walker  
P M Wallace

Officers: Chief Executive  
Director of Environment and Corporate Assets  
Director of Finance, Housing and Community  
Chief Executive - East Kent Housing  
Director of Customer Services - East Kent Housing  
Head of Assets and Building Control  
Head of Community Services  
Head of Finance  
Head of Leadership Support  
Head of Legal Services  
Corporate Services Officer  
PR and Marketing Officer  
Democratic Services Officer

**The formal decisions of the executive are detailed in the following schedule.**

## Record of Decisions: Executive Functions

Decision Status	Record of Decision	Alternative options considered and rejected (if any)	Reasons for Decision	Conflicts of interest (if any) declared by decision maker(s) or consultees (if any)
CAB 49 5.11.18 Open  <b>Key Decisions</b> No  <b>Call-in to apply</b> Yes  <b>Implementation Date</b> 13 November 2018	<u>APOLOGIES</u>  An apology for absence was received from Councillor J S Back.	None.	To note any apologies for absence.	

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CAB 50 5.11.18 Open  <b>Key Decisions</b> No  <b>Call-in to apply</b> Yes	<u>DECLARATIONS OF INTEREST</u>  There were no declarations of interest.	None.	To note any declarations of interest.	

<b>Implementation Date</b> 13 November 2018				
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CAB 51 5.11.18 Open  <b>Key Decisions</b> No  <b>Call-in to apply</b> Yes  <b>Implementation Date</b> 13 November 2018	<u>RECORD OF DECISIONS</u>  It was agreed:  (a) That, subject to the amendment detailed at (b), the decisions of the meeting of the Cabinet held on 1 October 2018, as detailed in decision numbers CAB 39 to CAB 48, be approved.  (b) That CAB 48 (a) (i) be amended as follows:  ‘That the area of land within the William Muge and Snelgrove sites identified as hatched green on the plan at Appendix 2 of the report be appropriated to be held for the purposes of Part IX of the Town and Country Planning Act 1990, pursuant to s.122 of the Local Government Act 1972, and that the Director of Environment and Corporate Assets be authorised to re-appropriate the land for the purposes of the Housing Act 1985 on completion of the development.	To approve the Record of Decisions without alteration.	Cabinet is required to approve the Record of Decisions of the Cabinet meeting held on 1 October 2018.	

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<p>CAB 52 5.11.18 Open</p> <p><b>Key Decisions</b> No</p> <p><b>Call-in to apply</b> Yes</p> <p><b>Implementation Date</b> 13 November 2018</p>	<p><u>NOTICE OF FORTHCOMING KEY DECISIONS</u></p> <p>It was agreed that there were no forthcoming Key Decisions identified for pre-Cabinet Scrutiny at this stage.</p>	<p>None.</p>	<p>Cabinet is requested to identify any Key Decisions that it considers would be beneficial to refer to one of the Scrutiny Committees before the matter comes before Cabinet for formal decision.</p>	
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<p>CAB 53 5.11.18 Open</p> <p><b>Key Decisions</b> No</p> <p><b>Call-in to apply</b> Yes</p> <p><b>Implementation Date</b> 13 November 2018</p>	<p><u>LAUNCH OF A LOCAL AUTHORITY LOTTERY</u></p> <p>It was agreed that the Scrutiny (Policy and Performance) Committee's recommendations, made at its meeting held on 2 October 2018 (Minute No 48), be rejected.</p>	<p>To accept the recommendations.</p>	<p>The Scrutiny (Policy and Performance) Committee, at its meeting held on 2 October 2018, considered Cabinet decision CAB 45 of 1 October 2018 and made recommendations to Cabinet.</p>	

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<p>CAB 54 5.11.18 Open</p> <p><b>Key Decisions</b> Yes</p> <p><b>Call-in to apply</b> Yes</p> <p><b>Implementation Date</b> 13 November 2018</p>	<p><u>REDEVELOPMENT OF WILLIAM MUGE AND SNELGROVE HOUSE SITES</u></p> <p>It was agreed that the Scrutiny (Community and Regeneration) Committee's recommendation, made at its meeting held on 3 October 2018, be acknowledged, whilst noting that the safeguards suggested were standard practice when drawing up shared ownership leases.</p>	<p>None.</p>	<p>The Scrutiny (Policy and Performance) Committee, at its meeting held on 3 October 2018, considered Cabinet decision CAB 48 of 1 October 2018 and made a recommendation to Cabinet.</p>	

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<p>CAB 55 5.11.18 Open</p> <p><b>Key Decisions</b> Yes</p> <p><b>Call-in to apply</b> Yes</p> <p><b>Implementation Date</b> 13 November</p>	<p><u>EAST KENT WASTE 2021</u></p> <p>It was agreed:</p> <p>(a) That the same recycling and waste collection methodology as presently implemented across the District be continued when the new service arrangements start in 2021. Food will be collected in a separate dedicated vehicle for the recycling round.</p> <p>(b) That the procurement of the next recycling and waste collection contract be approved, with an outsourced service provider in partnership with Folkestone and Hythe District Council (FHDC), to be operational from the end of the current joint contract on 15</p>	<p>None.</p>	<p>The current inter-authority agreement and contractual arrangements for recycling and waste collection in east Kent will expire in January 2021. The partner authorities have carried out a review of these services,</p>	

2018	<p>January 2021.</p> <p>(c) That the Council will work with FHDC to complete an options appraisal exercise to consider the operational costs, risks and benefits of in-sourcing the street cleansing service.</p> <p>(d) That the Director of Environment and Corporate Assets be authorised, in consultation with the Portfolio Holder for Environment, Waste and Health, to negotiate and conclude with Kent County Council a new performance payment mechanism to operate from 2021 that takes into account the current level of payments and the need to incentivise in order to improve recycling rates.</p> <p>(e) That a project budget of £100,000 be established to cover additional consultancy support, notably preparation of the new contract specification, new contract and new partnership agreements.</p>		<p>focusing on service methodology, infrastructure investment and future governance structures. The report provides Cabinet with an update on the project and seeks confirmation for next steps.</p>	
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<p>CAB 56 5.11.18 Open</p> <p><b>Key Decisions</b> Yes</p> <p><b>Call-in to apply</b> Yes</p> <p><b>Implementation Date</b></p>	<p><u>ESTABLISHMENT OF A PROPERTY COMPANY</u></p> <p>It was agreed:</p> <p>(a) That the creation of a property company to develop, acquire and manage property investments at arm's length from the Council, to provide a vehicle to invest in both private residential and commercial properties and deliver investment returns, be approved.</p> <p>(b) That the business case, as set out at Appendix 1 to the report, be approved.</p>	<p>None.</p>	<p>Following the adoption of the Council's property investment strategy in 2016, Cabinet is requested to approve the establishment of a local property company to provide the Council with a vehicle to invest</p>	

13 November 2018	(c) That the recommended company name of 'Honeywood Property Services Ltd' be approved.		in both private residential and commercial properties at arm's length.	
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CAB 57 5.11.18 Open  <b>Key Decisions</b> No  <b>Call-in to apply</b> Yes  <b>Implementation Date</b> 13 November 2018	<u>REGULATION OF INVESTIGATORY POWERS ACT POLICY</u>  It was agreed that the revised Regulation of Investigatory Powers Act Policy be noted and approved.	None.	The Council's policy for covert surveillance and access to communications data has been revised in accordance with the Investigatory Powers Act 2016 and revised Home Office Codes of Practice.	

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CAB 58 5.11.18 Open  <b>Key Decisions</b>	<u>LEASE OF SANDWICH HISTORIC BOATYARD</u>  It was agreed:  (a) That the principle of granting a new lease for the former Sandwich	To approve the report without amendment.	The Sandwich Historical Boatyard building was constructed at Sandwich Quay in	

<p>No</p> <p><b>Call-in to apply</b> Yes</p> <p><b>Implementation Date</b> 13 November 2018</p>	<p>Historical Boatyard building to the Sandwich Medieval Trust or other appropriate lessee be approved.</p> <p>(b) That the Director of Environment and Corporate Assets be authorised, in consultation with the Portfolio Holder for Property Management and Environmental Health, to negotiate the terms of the lease.</p> <p>(c) That funds be allocated to enable an electricity supply to be provided to the building and to make provision for providing a power supply to serve boats moored along the quay and also to facilitate the future installation of electric vehicle charging points within the car park, and for other uses which may arise.</p>		<p>2016 on Council-owned land. The project failed to progress and the leased land and building were surrendered to the Council in July 2018. Cabinet is requested to grant a new lease and approve the provision of an electricity supply in order that the project may be progressed.</p>	
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<p>CAB 59 5.11.18 Open</p> <p><b>Key Decisions</b> No</p> <p><b>Call-in to apply</b> Yes</p> <p><b>Implementation Date</b> 13 November</p>	<p><u>PERFORMANCE REPORT - SECOND QUARTER 2018/19</u></p> <p>It was agreed that the Council's Performance Report and Actions for the Second Quarter 2018/19 be noted.</p>	<p>None.</p>	<p>Monitoring the Council's performance against key objectives is essential to the achievement of those aims and objectives. The Performance Report provides a summary of the Council's</p>	

2018			performance for the 6 months to 30 September 2018.	
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<p>CAB 60 5.11.18 Open</p> <p><b>Key Decisions</b> No</p> <p><b>Call-in to apply</b> Yes</p> <p><b>Implementation Date</b> 13 November 2018</p>	<p><u>APPOINTMENTS TO PROJECT ADVISORY GROUPS</u></p> <p>It was agreed that the following appointments to the Project Advisory Groups (in replacement of Councillors P Walker and N A G Richards) be approved:</p> <p>Local Plan PAG – Councillor S F Bannister Dover Leisure Centre PAG – Councillor S F Bannister Homelessness PAG – Councillor B Gardner Dover Town Centre &amp; Waterfront PAG – Councillor J M Heron Commercial Investment PAG – Councillor B Gardner</p>	<p>To agree the appointment of Councillor M R Eddy to the Dover Leisure Centre PAG as set out in the agenda papers.</p>	<p>Following the resignation of Councillor P Walker from the Labour Group and the granting of an authorised absence to Councillor N A G Richards by the full Council at its meeting held on 31 October 2018, the Labour Group has requested changes to its representatives on several Project Advisory Groups.</p>	

The meeting ended at 11.33 am.