

Record of the decisions of the meeting of the **CABINET** held at the Council Offices, Whitfield on Monday, 1 July 2019 at 11.00 am.

Present:

Chairman: Councillor K E Morris

Councillors: T J Bartlett
S S Chandler
N J Collor
M J Holloway
N S Kenton
S C Manion

Also Present: Councillor E A Biggs
Councillor P M Brivio
Councillor M D Conolly
Councillor D G Cronk
Councillor J P Haste
Councillor S J Jones
Councillor P D Jull
Councillor R S Walkden

Officers: Strategic Director (Operations and Commercial)
Solicitor to the Council and Monitoring Officer
Head of Commercial Services
Head of Community and Digital Services
Head of Finance and Housing
Head of Governance
Head of Leadership Support
Head of Planning, Regeneration and Development
Community Development Manager
Growth and Business Development Manager
Strategic Housing Manager
Principal Infrastructure and Delivery Officer
PR and Marketing Officer
Accountancy Assistant (Housing)
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 18 1.7.19 Open Key Decisions No Call-in to apply Yes Implementation Date 9 July 2019	<u>APOLOGIES</u> There were no apologies for absence.	None.	To note any apologies for absence.	
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 19 1.7.19 Open Key Decisions No Call-in to apply Yes Implementation Date 9 July 2019	<u>DECLARATIONS OF INTEREST</u> There were no declarations of interest.	None.	To note any declarations of interest.	

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)
<p>CAB 20 1.7.19 Open</p> <p>Key Decisions No</p> <p>Call-in to apply Yes</p> <p>Implementation Date 9 July 2019</p>	<p><u>RECORD OF DECISIONS</u></p> <p>It was agreed that the decisions of the meeting of the Cabinet held on 3 June 2019, as detailed in decision numbers CAB 1 to CAB 17, be approved as a correct record and signed by the Chairman.</p>	<p>None.</p>	<p>Cabinet is required to approve the Record of Decisions of the Cabinet meeting held on 3 June 2019.</p>	
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)
<p>CAB 21 1.7.19 Open</p> <p>Key Decisions Yes</p> <p>Call-in to apply Yes</p> <p>Implementation Date 9 July 2019</p>	<p><u>PUBLIC SPACES PROTECTION ORDER</u></p> <p>It was agreed:</p> <p>(a) That the Scrutiny (Policy and Performance) Committee's recommendation, made at its meeting held 4 June 2019 (Minute No 11), be rejected on the grounds that Gazen Salts and Sandwich Bay had been omitted. It was noted that there were numerous areas throughout the District where dogs could be exercised, and that the measures would be monitored on an ongoing basis.</p> <p>(b) That Cabinet decision CAB 4 be reaffirmed.</p>	<p>To accept the recommendation.</p>	<p>At its meeting held on 4 June 2019, the Scrutiny (Policy and Performance) Committee considered the report of the Head of Regulatory Services and made a recommendation to Cabinet.</p>	

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<p>CAB 22 1.7.19 Open</p> <p>Key Decisions Yes</p> <p>Call-in to apply Yes</p> <p>Implementation Date 9 July 2019</p>	<p><u>REVISED STATEMENT OF POLICY AND PRINCIPLES 2019-22 ISSUED UNDER THE GAMBLING ACT 2005</u></p> <p>It was agreed that the Scrutiny (Policy and Performance) Committee's endorsement of Cabinet decision CAB 5, made at its meeting held on 4 June 2019 (Minute No 12), be acknowledged.</p>	<p>None.</p>	<p>At its meeting held on 4 June 2019, the Scrutiny (Policy and Performance) Committee considered the report of the Head of Regulatory Services and endorsed Cabinet decision CAB 5 of 3 June 2019.</p>	
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<p>CAB 23 1.7.19 Open</p> <p>Key Decisions No</p> <p>Call-in to apply Yes</p> <p>Implementation Date 9 July 2019</p>	<p><u>PERFORMANCE REPORT - FOURTH QUARTER 2018/19</u></p> <p>It was agreed that the Scrutiny (Policy and Performance) Committee's recommendation, made at its meeting held on 4 June 2019 (Minute No 15), be approved as follows, noting that the new indicators would be added in due course when work on a revised performance report had been completed:</p> <p style="padding-left: 40px;">That new performance indicators are added to East Kent Housing in respect of electrical and fire safety.</p>	<p>To reject the recommendation.</p>	<p>At its meeting held on 4 June 2019, the Scrutiny (Policy and Performance) Committee considered the report of the Chief executive and made a recommendation to Cabinet.</p>	

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<p>CAB 24 1.7.19 Open</p> <p>Key Decisions Yes</p> <p>Call-in to apply Yes</p> <p>Implementation Date 9 July 2019</p>	<p><u>DRAFT DEAL - VICTORIA ROAD AND WELLINGTON ROAD CONSERVATION AREA CHARACTER APPRAISAL</u></p> <p>It was agreed that the Scrutiny (Community and Regeneration) Committee's additional recommendation, made at its meeting held on 5 June 2019 (Minute No 11), be approved as follows:</p> <p style="padding-left: 40px;">That, in future, Conservation Character Appraisal reports include a summary of the consultation methodology.</p>	None.	At its meeting held on 5 June 2019, the Scrutiny (Community and Regeneration) Committee considered Cabinet decision CAB 7 of 3 June 2019 and made an additional recommendation to Cabinet.	
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<p>CAB 25 1.7.19 Open</p> <p>Key Decisions No</p> <p>Call-in to apply Yes</p> <p>Implementation Date 9 July 2019</p>	<p><u>FAILURE TO HAVE IN PLACE VALID GAS SAFETY CERTIFICATES IN RESPECT OF COUNCIL DWELLINGS AS REQUIRED BY REGULATION 36 OF THE GAS SAFETY (INSTALLATION AND USE) REGULATIONS 1998</u></p> <p>It was agreed that the report of the Monitoring Officer be received.</p>	None.	To discharge the duty placed upon the Monitoring Officer by Section 5A of the Local Government and Housing Act 1989 to report a contravention of law to the executive (i.e. Cabinet).	
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<p>CAB 26 1.7.19 Open</p> <p>Key Decisions No</p> <p>Call-in to apply Yes</p> <p>Implementation Date 9 July 2019</p>	<p><u>GAS SAFETY RECORDS</u></p> <p>It was agreed:</p> <p>(a) That the report be adopted as Cabinet’s report to the Monitoring Officer in accordance with the requirements of Section 5A (8) and (9) of the Local Government and Housing Act 1989, and that a copy of it be provided to all Members of the Council and the Monitoring Officer.</p> <p>(b) That a further report be requested on the wider issues of housing management for this Council, and that a consultation with the Council’s tenants be commenced as soon as practicable on withdrawal from the East Kent Housing Arm’s Length Management Organisation, including the option of bringing the housing management function back within the Council’s direct control.</p>	<p>Not to amend the second report recommendation.</p>	<p>It has recently become apparent that some properties let by the Council have not undergone statutory gas safety checks. As required by Section 5A of the Local Government and Housing Act 1989, the Monitoring Officer has submitted a report to Cabinet about this matter, and Cabinet is required to respond with details of actions taken and those proposed.</p>	<p>consultees (if any)</p>
<p>Decision Status</p>	<p>Record of Decision</p>	<p>Alternative options considered and rejected (if any)</p>	<p>Reasons for Decision</p>	<p>Conflicts of interest (if any) declared by decision maker(s) or consultees (if any)</p>
<p>CAB 27 1.7.19 Open</p> <p>Key Decisions No</p> <p>Call-in to apply</p>	<p><u>ARRANGEMENTS FOR DOVER DISTRICT COUNCIL'S COMMUNITY GRANTS SCHEME FOR 2019/20</u></p> <p>It was agreed:</p> <p>(a) That Councillors M J Holloway (Chairman), T A Bond, P D Jull, K Mills, P M Brivio and S H Beer be appointed as the Council’s representatives to the Community Grants Appraisal Panel for</p>	<p>None.</p>	<p>The Community Grants Scheme is operated by the Council to provide grants to local charities, volunteer groups, etc. It is proposed that</p>	

<p>Yes</p> <p>Implementation Date 9 July 2019</p>	<p>2019/20.</p> <p>(b) That the total grant funding level of £25,000 be approved.</p>		<p>£25,000 will be available for 2019/20, distributed across five areas of the District by appraisal panels comprising elected Members.</p>	
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<p>CAB 28 1.7.19 Open</p> <p>Key Decisions No</p> <p>Call-in to apply Yes</p> <p>Implementation Date Immediate</p>	<p><u>EXCLUSION OF THE PRESS AND PUBLIC</u></p> <p>That, in accordance with the provisions of the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000, the press and the public be excluded during consideration of the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in paragraphs 3 and 5 of Schedule 12A of the Local Government Act 1972.</p>	<p>None.</p>		
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<p>CAB 29 1.7.19 Exempt</p> <p>Key Decisions</p>	<p><u>AYLESHAM VILLAGE EXPANSION - PHASE 2</u></p> <p>It was agreed:</p> <p>(a) That the terms of the eighth supplemental to the Aylesham</p>	<p>None.</p>	<p>The report to Cabinet sets out proposals to deliver phases 2 to 4 of the Aylesham</p>	

<p>Yes</p> <p>Call-in to apply Yes</p> <p>Implementation Date 9 July 2019</p>	<p>Development Agreement, for the delivery of a revised Phase 2 Aylesham Village Expansion, be approved, and that the Growth and Business Development Manager be authorised to conclude the agreement, in consultation with the Chief Executive.</p> <p>(b) That the purchase of third-party land be approved, and that the Growth and Business Development Manager be authorised to conclude the agreement, in consultation with the Chief Executive.</p> <p>(c) That powers be delegated to the Growth and Business Development Manager to meet the Council's ongoing obligations within the Development Agreement, in consultation with the Chief Executive.</p>		<p>Village Expansion scheme now that the build-out of phase 1 is nearing completion. These include variations to the original development agreement and the purchase of land for phase 5 which is not currently in the Council's ownership.</p>	
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<p>CAB 30 1.7.19 Exempt</p> <p>Key Decisions Yes</p> <p>Call-in to apply Yes</p> <p>Implementation Date 9 July 2019</p>	<p><u>STREET CLEANSING POST-2021</u></p> <p>It was agreed to proceed with the procurement of the next street cleansing contract (together with the recycling and waste collection service) with an outsourced service provider and in partnership with Folkestone & Hythe District Council, to be operational from the end of the current joint contract on 15 January 2021.</p>	<p>None.</p>	<p>An agreement was signed between the four east Kent authorities and Kent County Council in 2010 which committed them to take a joint approach to the provision of recycling and waste services, whilst keeping separate contractual arrangements</p>	

			<p>where appropriate.</p> <p>The Council's current contract for street cleansing services (together with the recycling and waste collection service) is shared with Folkestone & Hythe District Council and expires on 15 January 2021.</p>	
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<p>CAB 31 1.7.19 Exempt</p> <p>Key Decisions Yes</p> <p>Call-in to apply Yes</p> <p>Implementation Date 9 July 2019</p>	<p><u>BUS RAPID TRANSIT PROJECT</u></p> <p>It was agreed:</p> <p>(a) That the project be approved in principle.</p> <p>(b) That the Strategic Director (Operations and Commercial), in consultation with the Portfolio Holder for Transport and Licensing, be authorised to:</p> <p>(i) Act as the project sponsor and to establish a Project Board involving Dover District Council, Kent County Council, Homes England, Highways England and relevant land owners.</p> <p>(ii) Negotiate, agree and accept the terms of the grant agreement.</p>	<p>None.</p>	<p>A bus rapid transit system would connect two of the District's major housing allocations and the White Cliffs Business Park to Dover town centre and the high speed rail link, thus playing a valuable role in realising the Council's growth aspirations. Whilst rights have been secured over the majority of the</p>	

	<ul style="list-style-type: none"> (iii) Expend the grant for the purpose of delivering the Bus Rapid Transit project. (iv) Enter into an infrastructure delivery contract with Kent County Council. (v) Negotiate terms, enter into and execute the necessary land transactions, as long as the costs of such actions fall within the grant awarded by Homes England. (vi) Take all necessary steps to work with Kent County Council and the bus operator, with the purpose of developing a bespoke bus service between Whitfield and Dover. 		<p>proposed route, securing funding has proved challenging. Cabinet is requested to approve the acceptance of a grant of £16.1 million from Homes England for the necessary infrastructure.</p>	
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The meeting ended at 11.27 am.