



Agenda

Meeting: **Council**
Date: **28 February 2018**
Time: **7.00 pm**
Place: **Council Chamber - Civic Centre Folkestone**

To: **All Members of the Council**

YOU ARE HEREBY SUMMONED to attend a meeting of the Council on the date and at the time and place shown above. The meeting will be open to the press and public.

Anyone who wishes to have information on any matter arising on the Agenda which is not fully covered in these papers is requested to give notice prior to the meeting to the Chairman or appropriate officer.

Chief Executive

1. **Apologies for Absence**

2. **Declarations of Interest**

Members of the Council should declare any discloseable pecuniary interest or any other significant interests in any item/s on this agenda.

3. **Minutes (Pages 7 - 22)**

To receive the minutes of the meeting of the council and the Extraordinary meeting of the Council held on 17 January 2018 and to authorise the Chairman of the Council to sign them as a correct record.

4. **Chairman's Communications**

Queries about the agenda? Need a different format?

Contact Jemma West – Tel: 01303 853369
Email: committee@shepway.gov.uk or download from our website
www.shepway.gov.uk

5. **Petitions**

There are no petitions to be presented.

6. **Questions from the Public**

1. **From Mr Southgate to Councillor Peall, Cabinet Member for the Environment**

From 01/04/2017 to 20/11/2017, Shepway District Council, this council, received 744 reports of damaged bins all of which were listed as DAMAGED ON COLLECTION DAY. In November 2016, this council changed it's rules and made the cost for repair and replacement of damaged bins the responsibility of the residents, irrespective of who caused the damage. Can the council clarify this position and explain why it feels Shepway householders should foot the bill for refuse bins damaged by the refuse provider, Veolia?

2. **From Mr Rylands to Councillor Monk, Leader of the Council**

The legislation regarding recording, filming and taking photographs at open public meetings in the Council chamber states NO PRIOR NOTIFICATION is necessary. SDC's Constitution part 5 - page 5/21 and 6 - page 6/14 state that it is. This appears to contradict both national legislation and the DCLG Guidance, so my question is:

Is prior permission to film, record or take photo's necessary or not?

3. **From Mr Corrs to Councillor Monk, Leader of the Council**

The website haveibeenpwned dot com gives email accounts which have been compromised in a data breach.

It is know that various Officers' official Shepway district council email addresses were comprised and released publicly.

What action was taken by SDC and was any data lost as a consequence of these email and passwords been placed into the public domain?

4. From Mr Deane to Councillor Monk, Leader of the Council

Can you please outline the grounds which convince Shepway District Council and it's planning department of the legal certainty that the changes to the Folkestone Seafront Development outlined in Planning Application **Y17/1099/SH** constitute a section 73 application and not the need for a new planning application?

7. Questions from Councillors

(Questions can be found on www.shepway.gov.uk from noon 2 days before the meeting. They can be found in the A-Z index under Q)

Up to 45 minutes is allowed for questions from councillors.

8. Announcements of the Leader of the Council

To receive a report from the Leader of the Council on the business of the cabinet and on matters that the leader considers should be drawn to the council's attention. The leader shall have 10 minutes to make his announcements.

The opposition group will have an opportunity to reply to the leader's remarks. The opposition group leader shall have 5 minutes to respond after which the Leader of the Council will have a right of reply. Any right of reply will be for a maximum duration of 5 minutes.

9. Opposition Business

There is no opposition business.

10. Motions on Notice

There are no motions on notice.

11. **General Fund Budget and Council Tax 2018/19 (Pages 23 - 48)**

This report concludes the budget setting process for 2018/19. It sets out recommendations for setting the council tax after taking into account the district's council tax requirement (including town and parish council requirements and special expenses in respect of the Folkestone Parks and Pleasure Grounds Charity), the precepts of Kent County Council, the Kent Police & Crime Commissioner and the Kent & Medway Fire & Rescue Service.

12. **Housing Revenue Account and Capital Original Budget 2018/19 (Pages 49 - 62)**

This report sets out the Housing Revenue Account Revenue and Capital Budget for 2018/19 and proposes a decrease in rents and an increase in service charges for 2018/19.

13. **Update to the General Fund Medium Term Capital Programme and Quarter 2 Monitoring 2017/18 (Pages 63 - 84)**

This report updates the General Fund Medium Term Capital Programme for the five year period ending 31 March 2023. The report also provides a projected outturn for the General Fund capital programme in 2017/18, based on expenditure to 30 November 2017. The General Fund Medium Term Capital Programme is required to be submitted to full Council for consideration and approval as part of the budget process. Overview and Scrutiny Committee considered this report on 16 January 2018 ahead of Cabinet approving it on 17 January 2018 to be submitted to be full Council.

14. **Treasury Management Strategy Statement including Treasury Management Prudential Indicators and Minimum Revenue Provision Statement for 2018/19 (Pages 85 - 116)**

This report sets out the proposed strategy for treasury management for 2018/19 including the Annual Investment Strategy and Treasury Management Indicators to be approved by full Council. This report also sets out both the Prudential Indicators for capital expenditure and the Minimum Revenue Provision Policy Statement for 2018/19 to be approved by full Council.

15. **Review of Political Balance and Committee Membership (Pages 117 - 120)**

This report sets out a summary of the need to review the political balance and membership of committees following the recent decision by Councillor Miss Govett to leave the UKIP Party and stand as an independent Councillor.

16. **Transforming Shepway future operating model blueprint (Pages 121 - 198)**

As part of its Transforming Shepway programme, Shepway District Council

has been considering how it can utilise service redesign and ICT to meet its ambitions to become a more efficient and effective organisation and meet the needs and aspirations of its communities in the context of increasing pressures to reduce costs. This document provides the conclusions of work to redesign the Council's services supported by Cabinet at its meeting in June 2017. This report includes the business case, future operating model and high level implementation plan. It also outlines that by adopting a refreshed ICT Strategy and making an investment in its ICT infrastructure and changing its business operations, the Council can achieve improvements in services for residents and deliver a genuine efficiency without cutting services.

17. Exclusion of the Public

To exclude the public for the following item of business on the grounds that it is likely to disclose exempt information, as defined in paragraph 1 of Part 1 of Schedule 12A to the Local Government Act 1972 –

'Information relating to any individual.'

Part 2 – Exempt Information Item

18. Senior Management Review (Pages 199 - 304)

This report considers recommendations from the Personnel Committee and the Audit and Governance Committee on the senior management review or matters relating to it.

*Explanations as to different levels of interest

(a) A member with a discloseable pecuniary interest (DPI) must declare the nature as well as the existence of any such interest and the agenda item(s) to which it relates must be stated. A member who declares a DPI in relation to any item must leave the meeting for that item (unless a relevant dispensation has been granted).

(b) A member with an other significant interest (OSI) under the local code of conduct relating to items on this agenda must declare the nature as well as the existence of any such interest and the agenda item(s) to which it relates must be stated. A member who declares an OSI in relation to any item will need to remove him/herself to the public gallery before the debate and not vote on that item (unless a relevant dispensation has been granted). However, prior to leaving, the member may address the meeting in the same way that a member of the public may do so.

(c) Members may make voluntary announcements of other interests which are not required to be disclosed under (a) and (b). These are announcements made for transparency reasons alone, such as:

- membership of outside bodies that have made representations on agenda items, or
- where a member knows a person involved, but does not have a close association with that person, or
- where an item would affect the well-being of a member, relative, close associate, employer, etc. but not his/her financial position.

Voluntary announcements do not prevent the member from participating or voting on the relevant item