

Council Meeting

**Council Chamber, Town Hall, High Street,
Colchester, CO1 1PJ**

Thursday, 06 December 2018 at 18:00

Information for Members of the Public

Access to information and meetings

You have the right to attend all meetings of the Council, its Committees and Cabinet. You also have the right to see the agenda (the list of items to be discussed at a meeting), which is usually published five working days before the meeting, and minutes once they are published.

Dates of the meetings are available here:

<https://colchester.cmis.uk.com/colchester/MeetingCalendar.aspx>.

Most meetings take place in public. This only changes when certain issues, for instance, commercially sensitive information or details concerning an individual are considered. At this point you will be told whether there are any issues to be discussed in private, if so, you will be asked to leave the meeting.

Have Your Say!

The Council welcomes contributions and representations from members of the public at most public meetings. If you would like to speak at a meeting and need to find out more, please refer to the Have Your Say! arrangements here: <http://www.colchester.gov.uk/haveyoursay>.

Audio Recording, Mobile phones and other devices

The Council audio records public meetings for live broadcast over the internet and the recordings are available to listen to afterwards on the Council's website. Audio recording, photography and filming of meetings by members of the public is also welcomed. Phones, tablets, laptops, cameras and other devices can be used at all meetings of the Council so long as this doesn't cause a disturbance. It is not permitted to use voice or camera flash functions and devices must be set to silent. Councillors can use devices to receive messages, to access meeting papers and information via the internet. Looking at or posting on social media by Committee members is at the discretion of the Chairman / Mayor who may choose to require all devices to be switched off at any time.

Access

There is wheelchair access to the Town Hall from St Runwald Street. There is an induction loop in all the meeting rooms. If you need help with reading or understanding this document please take it to the Library and Community Hub, Colchester Central Library, using the contact details below and we will try to provide a reading service, translation or other formats you may need.

Facilities

Toilets with lift access, if required, are on each floor of the Town Hall. A water dispenser is available on the first floor.

Evacuation Procedures

Evacuate the building using the nearest available exit. Make your way to the assembly area in the car park in St Runwald Street behind the Town Hall. Do not re-enter the building until the Town Hall staff advise you that it is safe to do so.

Library and Community Hub, Colchester Central Library, 21 Trinity Square,
Colchester, CO1 1JB

telephone (01206) 282222 or textphone 18001 followed by the full number you wish to call

e-mail: democratic.services@colchester.gov.uk

www.colchester.gov.uk

COLCHESTER BOROUGH COUNCIL
Council
Thursday, 06 December 2018 at 18:00

TO ALL MEMBERS OF THE COUNCIL

Published 28/11/2018

You are hereby summoned to attend a meeting of the Council to be held at the Town Hall, Colchester on Thursday, 06 December 2018 at 18:00 for the transaction of the business stated below.



Chief Executive

AGENDA
THE LIST OF ITEMS TO BE DISCUSSED AT THE MEETING
(Part A - open to the public)

Please note that the business will be subject to short breaks at approximately 90 minute intervals.

Please note that Agenda items 1 to 6 are normally dealt with briefly.

1 Welcome and Announcements (Council)

The Mayor will welcome members of the public and Councillors and will ask the Chaplain to say a prayer. The Mayor will also remind everyone to use microphones at all times when they are speaking, explain action required in the event of an emergency, mobile phones switched to silent and audio-recording of the meeting.

2 Have Your Say! (Council)

The Mayor will invite members of the public to indicate if they wish to speak or present a petition on any item included on the agenda or any other matter relating to the business of the Council. Please indicate if you wish to speak at this point if your name has not been noted by Council staff.

3 Minutes of the Previous Meeting (Council)

A... Motion that the minutes of the meeting held on 31 October 2018 be confirmed as a correct record.

31-10-18 minutes

11 - 28

4 **Declarations of Interest**

Councillors will be asked to say if there are any items on the agenda about which they have a disclosable pecuniary interest which would prevent them from participating in any discussion of the item or participating in any vote upon the item, or any other pecuniary interest or non-pecuniary interest.

5 **Mayor's Announcements**

The Mayor to make announcements.

6 **Items (if any) referred under the Call-in Procedure (Council)**

The Council consider any items referred by the Scrutiny Panel under the Call-in Procedure because they are considered to be contrary to the policy framework of the Council or contrary to, or not wholly in accordance with, the budget.

7 **Recommendations of the Cabinet, Panels and Committees**

Council will consider the following recommendations:-

7(i) **Colchester Northern Gateway Sports Park - Appointment of Contractor** 29 - 30

B... Motion that the recommendation contained in minute 308 of the Cabinet meeting of 21 November 2018 be approved and adopted.

7(ii) **Local Council Tax Support Scheme 2019-20** 31 - 32

C... Motion that the recommendation contained in draft minute 306 of the Cabinet meeting of 21 November 2018 be approved and adopted.

7(iii) **Officer Pay Policy Statement 2019-20** 33 - 34

D... Motion that the recommendation contained in minute 307 of the draft minutes of the Cabinet meeting of 21 November 2018 be approved and adopted.

7(iv) **Taxi Policy** 35 - 36

E... Motion that the recommendation contained in draft minute 72 of the Licensing Committee meeting of 14 November 2018 be approved and adopted.

7(v) **Gambling Policy** 37 - 38

F.. Motion that the recommendation contained in draft minute 73 of the Licensing Committee meeting of 14 November 2018 be approved and adopted.

7(vi) **Pavement Permits (Street Restaurant, Cafe and Bar Furniture)** 39 - 40

G.... Motion that the recommendation contained in draft minute 74 of the Licensing Committee meeting of 14 November 2018 be approved and adopted.

7(vii) **Review of the Council's Ethical Governance Policies** 41 - 42

H... Motion that the recommendation contained in draft minute 134 of the Governance and Audit Committee meeting of 13 November 2018 be approved and adopted.

I.... Motion that the recommendation contained in draft minute 136 of the Governance and Audit Committee meeting of 13 November 2018 be approved and adopted.

8 Notices of Motion pursuant to the provisions of Council Procedure Rule 11

Council will consider the following Motions:-

(Note: The maximum length of time for the consideration of all such motions shall be 80 minutes. In the event that a motion is still being debated when the 80 minutes have elapsed the Mayor shall invite the proposer of the motion to respond to the debate and the move straight to the vote.)

8(i) Great Jobs

Proposer: Cllr T. Young

J... This Council believes that:

Every job should be a great job. For us that means workers in our Borough should be paid fairly; work in a safe and healthy workplace; be treated decently and with respect; have regular hours; have the chance to be represented by trade unions and be consulted on what matters at work; and get the chance to learn and progress at work and get on in life.

This Council resolves to:

1. Support the TUC's Great Jobs Agenda which sets out the actions employers and the government must take for every job to be a great job;
2. Ensure, as an employer, we continue providing great jobs for our own employees as well as support and opportunities for personal development;
3. Continue to value meaningful workforce engagement and representation through our recognised trade unions;
4. Continue our work with employers in the Borough to influence their employment practices and to ensure that business growth is sustainable and ethical. This includes our proactive work with the digital and creative industries in Colchester as a good example;
5. Make increasing job quality a key part of the conversation when pursuing local economic development opportunities in the Borough;
6. Use our commissioning and procurement processes, where possible, to raise employment standards amongst those suppliers and providers we work with;
7. Where appropriate engage with government and other

bodies who hold regulatory powers to tackle issues which local authorities do not have statutory powers to address directly;

8. Write to our Borough's MPs informing them of our position and encouraging them to support the Great Jobs Agenda too. As the motion relates to an executive function, it stands referred direct to Cabinet, unless the suspension of Council Procedure Rule 11(2) is approved.

8(ii) Library Services

Proposer: Councillor Laws

K... Motion that:-

This Council notes the review and public consultation that has been launched by Essex County Council in regards to library provision across the county, including within the borough of Colchester to meet the modern day demands of our residents. We recognise and agree that the current library buildings are outdated and need modernising.

Therefore, Colchester Borough Council pledges to work with our County Council partners to consider options around location, service access and opening hours as part of this review. We will support efforts to involve the local community in both shaping and delivering future library service provision within the borough.

As the motion relates to a non-executive matter it will be debated and determined at the meeting.

8(iii) Stop Essex County Council Library Closures

Proposer: Councillor Cory

M... Motion that:-

This Council notes with sadness the public consultation launched by Essex County Council to close libraries across the county, including within the borough of Colchester. Whether complete closure or transition to volunteer run services, this Council cannot accept the irreversible impact such plans have upon the social mobility and educational opportunities of our residents.

This Council believes that education and information are fundamental for individuals to be socially mobile. For centuries, Libraries have provided people with available and accessible books, information and educational resources. This historic principle is now under threat in our borough.

Colchester Borough residents access many services provided at our libraries, not just books, but free Internet, DVDs, audio texts, a range of Council Services, CAB support and much more. Libraries form a bedrock of our communities and their social fabric.

This Council believes that Essex County Council should focus on greater sharing of services with Borough, Town and Parish Councils, and other community groups interested in keeping vital libraries services available to all.

Therefore, we call upon the Leader of the Council to write directly to the County Council Cabinet Member (for Customer Services) to stop the consultation and closure plans. Furthermore, this Council calls upon Essex County Council to pursue alternative arrangements of greater service sharing with appropriate partners.

In support of Essex County Council, this Council calls upon the Leader of the Council to also write to the Secretary of State for Education and Secretary of State for Housing, Communities and Local Government to offer the needed resources to support the continued funding of vital library services across this County and many others.

As the motion relates to a non executive function it will be debated and determined at the meeting.

9 Questions to Cabinet Members and Chairmen pursuant to Council Procedure Rule 10

Cabinet members and Chairmen will receive and answer pre-notified questions in accordance with Council Procedure Rule 10(1) followed by any oral questions (not submitted in advance) in accordance with Council Procedure Rule 10(3).

(Note: a period of up to 60 minutes is available for pre-notified questions and oral questions by Members of the Council to Cabinet Members and Chairmen (or in their absence Deputy Chairmen)).

(i) Councillor Liddy to Councillor Cory, Leader of the Council and Portfolio Holder for Strategy

At this time of year, all of our staff on CBC and CBH, from the most senior to the most junior, deserve our gratitude for their hard work during the year. However, this year, it is our outdoor staff, particularly the recycling operatives, who deserve a special mention. In this year of climatic extremes their service to our Borough can only be described as magnificent.

As the year draws to a close, will the Leader and Deputy Leader of the Council, along with all group leaders join me in expressing our collective gratitude to all our outside workers who have worked so hard this year to keep our Borough's services operating to their usual high standard?

(ii) Councillor Chapman to Councillor Lilley, Portfolio Holder for Planning, Public Safety and Licensing
Could the Portfolio Holder expand on his plans, outlined in 'Centurion', the Council's newspaper, to recruit a Police Community Support Officer (PCSO) for rural areas. Also, can he tell us about the further plans for a PC and PCSO, plus Special Constables to be match funded by Parish Councils.

10	Schedule of Portfolio Holder decisions	45 - 46
	To note the Schedule of Portfolio Holder decisions covering the period 20 October 2018 - 21 November 2018.	
11	Urgent Items (Council)	
	Council will consider any business not specified in the Summons which by reason of special circumstances the Mayor determines should be considered at the meeting as a matter of urgency.	
12	Reports Referred to in Recommendations	
	The reports specified below are submitted for information and referred to in the recommendations specified in item 7 of the agenda:	
	Northern Gateway Appointment of Contractor - Report to Cabinet 21 November 2018	47 - 54
	LCTS report to Cabinet 21 November 2018	55 - 60
	Officer Pay Policy report to Cabinet 21 November 2018	61 - 76
	Hackney Carriage and Private Hire Licensing Policy report to Licensing Committee, 14 November 2018	77 - 114
	Gambling Policy - Report to Licensing Committee, 14 November 2018	115 - 162
	Pavement Permits - Report to Licensing Committee, 14 November 2018	163 - 182
	Local Code of Corporate Governance report to Governance and Audit Committee, 13 November 2018	183 - 214
	Review of Ethical Governance Policies report to Governance and Audit Committee, 13 November 2018	215 - 298
13	Exclusion of the Public (not Scrutiny or Executive)	
	In accordance with Section 100A(4) of the Local Government Act 1972 to exclude the public, including the press, from the meeting so that any items containing exempt information (for example confidential personal, financial or legal advice), in Part B of this agenda (printed on yellow paper) can be decided. (Exempt information is defined in Section 100I and Schedule 12A of the Local Government Act 1972).	

Part B
(not open to the public including the press)

14 Reports referred to in recommendations

The not for publication reports specified below are submitted for information and referred to in the recommendations specified in item 7 of the agenda:

Colchester Northern Gateway Appointment of Contractor Part B report to Cabinet, 13 November 2018

- This report is not for publication by virtue of paragraph 3 of Part 1 of Schedule 12A to the Local Government Act 1972 (financial / business affairs of a particular person, including the authority holding information).