

Date: 20 August 2010
Contact name: Diana Vernon
Contact number: 01395 517541 (or Group number 517546)
E-mail: dvernon@eastdevon.gov.uk
Our Reference: DV



To: The Chairman and Members of the Executive Board
Other Members of the Council for information
Chief Executive
Corporate Directors
Heads of Service

East Devon District Council
Knowle
Sidmouth
Devon
EX10 8HL

DX 48705 Sidmouth

Tel: 01395 516551

Fax: 01395 517507

www.eastdevon.gov.uk

Executive Board, Wednesday, 1 September 2010 at 5.30 pm

The above Board meeting will be held in the Council Chamber, Knowle, Sidmouth, to consider the matters detailed on the agenda below.

Members of the Council who do not sit on the Executive Board are welcome to attend as observers.

Members of the public are welcome to attend this meeting.

- A period of 15 minutes has been provided at the beginning of the meeting to allow members of the public to raise questions.
- In addition, the public may speak on items listed on the agenda. After a report has been introduced, the Chairman (Leader of the Council) will ask if any member of the public wishes to speak and/or ask questions.
- All individual contributions will be limited to a period of 3 minutes – where there is an interest group of objectors or supporters, a spokesperson should be appointed to speak on behalf of group.
- The public is advised that the Chairman has the right and discretion to control questions to avoid disruption, repetition and to make best use of the meeting time.

A hearing loop system will be in operation in the Council Chamber.

AGENDA

Part A

Page/s

1. **Public question time** – standard agenda item (15 minutes)
Members of the public are invited to put questions to the Executive Board through the Chairman (Leader of the Council).

Councillors also have the opportunity to ask questions of the Leader and/or Portfolio Holders during this time slot whilst giving priority at this part of the agenda to members of the public.

- 2 To confirm the minutes of the meeting of the Executive Board held on 14 July 2010 (previously enclosed in the Council minute book).
- 3 To receive any apologies for absence.
- 4 To receive any declarations of interest relating to items on the agenda.

- 5 To consider any items, which, in the opinion of the Chairman, should be dealt with as matters of urgency because of special circumstances.
(Note: Such circumstances need to be identified in the minutes. If you wish to raise a matter under this item, please do so in advance of the meeting by notifying the Chief Executive who will then consult with the Chairman).
- 6 To agree any items to be dealt with after the public (including the press) have been excluded. There are 5 items which Officers recommend should be dealt with in this way.
- 7 To note the contents of the Forward Plan for the period 1 September to 31 December 2010. 5-6
- 8 Matters referred to the Executive Board by the Overview/Scrutiny Committees of the Council for re-consideration in accordance with the Overview/Scrutiny procedure or budget and Policy Framework Procedure Rules under Part 4 of the Constitution. Two decisions have been called in and have been considered at a Special meeting of the Overview and Scrutiny Co-ordinating Committee held on 19 August 2010, namely:
- Called in Portfolio Holder decision -**
“That the Council agrees to a transfer of a narrow strip of beach and foreshore at the Pier Head, Exmouth docks to ‘Eagle One’ for the placing of rock armour to reinforce the harbour wall on terms and conditions to be agreed”
- (The above decision of the Portfolio Holder – Environment was reported in the 16 July edition of the Knowledge newsletter.)
- Called in Executive Board decision -**
“1. that the transfer of 0.114 Ha of land at Lace Walk car park, Honiton to Honiton Town Council at less than ‘Best Value’ to facilitate a Honiton Community Centre on that site be not agreed, and
2. that Honiton Town Council be urged to seek an alternative site for the Community Centre”
- (The above decision was made at the meeting of the Executive Board on 14 July 2010 and reported in the 16 July edition of the Knowledge newsletter)
- The minutes of the Special meeting of the Overview and Scrutiny Co-ordinating Committee are attached. The Board is asked to consider any recommendations contained in these minutes relating to the ‘call in’.
- 9 To note or take appropriate action in respect of the minutes of the Scrutiny/Overview Committees:

The minutes of the Special meeting of the Overview and Scrutiny Co-ordinating Committee of 19 August 2010 to reconsider and scrutinise 2 called-in decisions were received and considered at agenda item 8.
- 10 To note or take appropriate action in respect of the minutes of the meeting of the Recycling and Refuse Partnership Board held on 13 July 2010. 7-12
- 11 To note that the scheduled meetings of the Joint Integration Committee of 8 July and 12 August were cancelled (in consultation with the Leaders of EDDC and SSDC and the Joint Chief Executive) to give Officers more time to complete the work-stream reports. These will be considered at the next meeting of the Committee on 9 September 2010 at 2pm, Chard Offices.

To follow

Part A Matters for Decision

12	Financial Monitoring report 2010/11 – Month 4	Head of Finance	13-19
13	Local referendums to veto excessive council tax increases – consultation paper http://www.communities.gov.uk/publications/localgovernment/vetocounciltaxincreasesconsult	Head of Finance	20-22
14	Formula grant consultation	Diccon Pearse, Corporate Director	23-26
15	Broadhembury Community Centre – application for bridging finance	Diccon Pearse, Corporate Director	27-29
16	Performance Monitoring Report – June/July 2010	Communications and Improvement Manager	30-40
17	Air Quality Management in East Devon	Environmental Health Manager	41-44
18	Private Water Supply Regulations 2009	Environmental Health Manager	45-48
19	The Vice Chairman to move the following:- “that under Section 100(A) (4) of the Local Government Act 1972 the public (including the press) be excluded from the meeting as exempt information, of the description set out on the agenda, is likely to be disclosed and on balance the public interest is in discussing this item in private session (Part B).”		

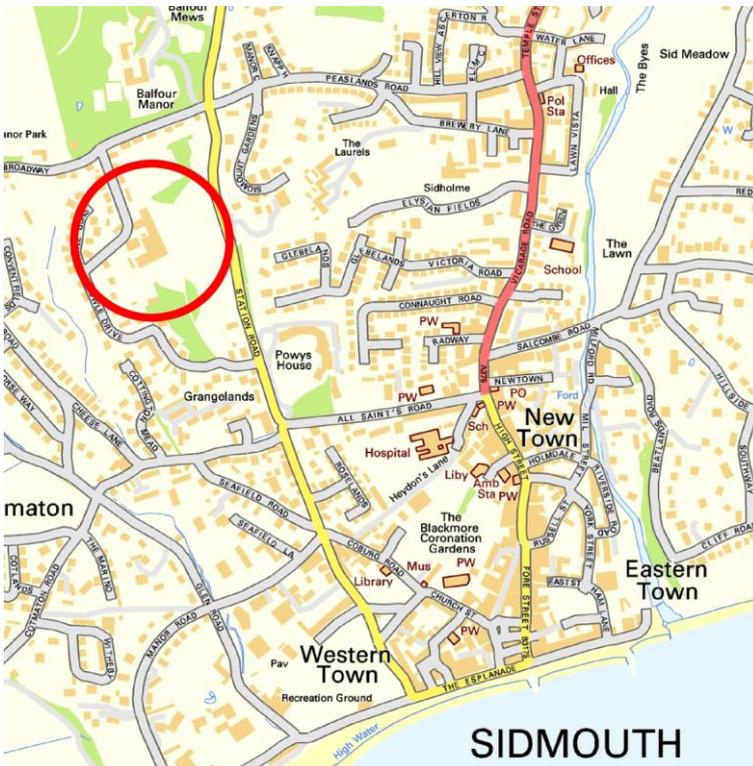
PART B - Matters for Decision

20	To receive and consider the minutes of the Rationalisation Panel held on: 9 July 2010 29 July 2010	Para 3 Schedule 12A Information relating to the financial or business affairs of any particular person (including the authority holding that information).	49-52 53-57
21	Proposed Multi-purpose Sports Pitches facility at Tower Cross, Honiton	As above	Economic Development Manager 58-62
22	Development proposal adjacent St John’s Road, Exmouth	As above	Principal Estates Surveyor/ Assistant Development Manager 63-67
23	Seaton Re-generation up-date	As above	Principal Estates Surveyor/ Section 106 Officer/Economic Development Manager. 68-74

Members remember!

- ❑ You must declare the nature of any personal or prejudicial interests in an item whenever it becomes apparent that you have an interest in the business being considered.
- ❑ Where you have a personal interest because the business relates to or is likely to affect a body of which you are a member or manager as an EDDC nominee or appointee, then you need only disclose that interest when (and if) you speak on the item. The same rule applies if you have a personal interest in relation to a body exercising functions of a public nature.
- ❑ Make sure you say the reason for your interest as this has to be included in the minutes.
- ❑ If your interest is prejudicial you must leave the room unless you have obtained a dispensation from the Council's Standards Committee or where Para 12(2) of the Code can be applied. Para 12(2) allows a Member with a prejudicial interest to stay for the purpose of making representations, answering questions or giving evidence relating to the business but only at meetings where the public are also allowed to make representations. If you do remain, you must not exercise decision-making functions or seek to improperly influence the decision; you must leave the meeting room once you have made your representation.

❑ Getting to the Meeting – for the benefit of visitors



The entrance to the Council Offices is located on Station Road, Sidmouth.

Parking is limited during normal working hours but normally easily available for evening meetings.

The following **bus service** stops outside the Council Offices on Station Road:

From Exmouth, Budleigh, Otterton and Newton Poppleford – 157

The following buses all terminate at the Triangle in Sidmouth, From the Triangle, walk up Station Road until you reach the Council Offices (approximately ½ mile).

From Exeter – 52A, 52B

From Honiton – 52B

From Seaton – 52A

From Ottery St Mary – 379, 387

Please check your local timetable for times.

© Crown Copyright. All Rights Reserved. 100023746.2010

The Committee Suite has a separate entrance to the main building, located at the end of the visitor and Councillor car park. The rooms are at ground level and easily accessible; there is also a toilet for disabled users.

Visitors please note that the doors to the civic suite (meeting rooms) will be opened ¼ hour before the start time of the meeting. Councillors are reminded to bring their key fobs if they wish to access the area prior to that time.

For a copy of this agenda in large print, please contact the Democratic Services Team on 01395 517546