



**DECISIONS**

<b>Committee:</b>	<b>CABINET</b>
<b>Date of Meeting:</b>	<b>Monday, 3 September 2007</b>

<b>Date of Publication:</b>	<b>11 September 2007</b>
<b>Call-In Expiry:</b>	<b>17 September 2007</b>

This document lists the decisions that have been taken by the Cabinet held on Monday, 3 September 2007, which require publication in accordance with the Local Government Act 2000. The list specifies those decisions, which are eligible for call-in and the date by which they must be called-in. The wording used does not necessarily reflect the actual wording that will appear in the minutes.

If you have any queries about any matters referred to in this decision sheet please contact:

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**Call-In Procedure**

If you wish to call-in any of the decisions taken at this meeting you should complete the call-in form and return it to the proper officer before the expiry of five working days following the publication date. You should include reference to the item title. Further background to decisions can be found by viewing the agenda document for this meeting at: [www.eppingforestdc.gov.uk/local\\_democracy](http://www.eppingforestdc.gov.uk/local_democracy)

<b>Agenda item:</b>
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**8. NORTH WEALD AIRFIELD STRATEGY CABINET COMMITTEE - 31 JULY 2007**

**Decision:**

**(a) Extension of Retail Market Agreement – North Weald Airfield**

- (1) That the current Retail Market Licence be surrendered and a new Retail Market Licence with amended terms be granted;
- (2) That the length of the new Retail Market Licence be from 2007 to 2017, subject to an annual landlord only break clause from 2010;
- (3) That the new Retail Market Licence be uplifted by £1,000 per market with effect from 2010, with annual index linking for inflation; and
- (4) That, in addition to the existing annual Airfield Improvement Contribution and as a single additional contribution to the Airfield Improvement annual charge, a lump sum payment of £150,000 be contributed

by Rondeau General Merchants Limited, trading as Hughmark International, towards the resurfacing of the Meadow Area at the commencement of the new agreement; and

**(b) Future Use of Hangar One**

(5) That a minimum ten-year lease with Becro Engineering Limited for the purposes of fabricating structural steelwork be agreed in principle as the best future option for the use of Hangar One, at an annual rent of £85,000 per annum on a full repairing basis subject to review after five years;

(6) That the final terms of the lease, to include further information about the proposed refurbishment and maintenance works, be negotiated with Becro Engineering Limited and reported to the Cabinet for final approval by the Finance, Performance Management and Corporate Support Services Portfolio Holder; and

(7) That, as the proposed future manufacturing use is a deviation from the current approved general storage or distribution uses, the potential environmental impact of the proposal be fully considered as part of the planning application process.

**9. PRUDENTIAL INDICATORS OUTTURN AND TREASURY MANAGEMENT STEWARDSHIP REPORT - 2006-07**

**Decision:**

(1) That the Prudential Indicators Outturn for 2006-07 be approved;

(2) That the Treasury Management Stewardship Report for 2006-07 be noted, including the minor breaches of the internal dealing limits; and

(3) That, for Building Societies, the counterparty criteria be modified as follows:

(a) Only Building Societies based in either the United Kingdom or the Republic of Ireland be included in the counterparty listing;

(b) All deals made with Irish Building Societies be in pounds sterling and not converted out of sterling at any stage;

(c) Rated Building Societies be treated upon the basis of their credit rating;

(d) Unrated Building Societies with assets in excess of £1billion pounds be subject to a cumulative investment limit of £3million and a maximum term of 9 months;

(e) Unrated Building Societies with assets in excess of £500million be subject to a cumulative investment limit of £2million and a maximum term of 6 months; and

(f) Unrated Building Societies with assets less than £500million be excluded from the counterparty listing.

**10. EPPING FOREST DISTRICT PLAY STRATEGY 2007-17**

**Decision:**

(1) That the Epping Forest District Play Strategy 2007 – 2017 be ratified;  
and

(2) That, as a result of the Audit and Consultation process undertaken during the development of the Strategy, the three areas of Limes Farm, Nazeing and Lambourne, be prioritised for investment on the basis of the success of the funding application to the Big Lottery Fund.

#### **11. BED AND BREAKFAST ACCOMMODATION CONTRACT PROCEDURE**

**Decision:**

That, as the current Housing Portfolio Holder has a prejudicial interest to declare on the matter, authority to accept a tender or tenders for the Bed and Breakfast Contract be delegated to the Portfolio Holder for Leisure and Young People.

#### **12. LOUGHTON ALDERTON BYE-ELECTION - 30 AUGUST 2007**

**Decision:**

That, in respect of costs incurred on the District Council bye-election for the Loughton Alderton Ward held on 30 August 2007, a revenue DDF supplementary estimate be recommended to the Council for approval, in a sum to be reported to the Leader of the Council by the Returning Officer prior to the Council meeting on 25 September 2007.

#### **13. MEMORANDUM OF UNDERSTANDING WITH THE ENVIRONMENT AGENCY**

**Decision:**

(1) That the submission of a cost neutral tender bid to the Environment Agency for a two-year Memorandum of Understanding operating from 1 April 2008 to 31 March 2010 be approved;

(2) That the Head of Environmental Services be authorised to invite tender bids for the award of the Annual Watercourse Maintenance Contract, for a five-year rolling partnering type of contract subject to annual performance-based renewal; and

(3) That, if required, the existing contract would be brought to an end at an appropriate time by the Head of Environmental Services be noted.

#### **14. BOBBINGWORTH TIP REMEDIATION PROJECT**

**Decision:**

(1) That, with associated cost implications, the delayed start and continued inclement weather interruptions on the Bobbingworth Tip Remediation Project be noted;

(2) That additional capital provision be agreed in the sum of:

(a) £170,000 to meet the costs of direct works; and

(b) £100,000 to re-instate the contingency budget to its recommended

level;

(3) That authority be delegated to the Environmental Protection Portfolio Holder to permit any of the contingency budget to be drawn down;

(4) That, in order to cover the additional capital provision, a supplementary capital estimate in the sum of £270,000 be recommended to the Council for approval; and

(5) That a further report on the progress of the scheme and projected budget outturn be received in due course.

#### **15. FORESTER MAGAZINE - PROCUREMENT**

**Decision:**

(1) That the current position concerning contracts for production of The Forester Magazine be noted; and

(2) That the Procurement Hub be utilised if possible in pursuing competitive quotations to test the design, sale of advertising, print and distribution aspects for production of the Forester Magazine, or else a competitive tender exercise be pursued by the Council.

#### **16. DEVELOPMENT LAND SALE - LANGSTON ROAD INDUSTRIAL ESTATE, LOUGHTON**

**Decision:**

(1) That the exchange of contracts on 27 July 2007 for the sale of the T11 Industrial Development Site, Langston Road, Loughton be noted;

(2) That the agreed purchaser, Exton Estates Limited assigned the agreement to Polofind Limited for the same purchase price be noted; and

(3) That completion of the sale took place on 28 August 2007 be noted.

#### **17. LOUGHTON BROADWAY - DEVELOPMENT OPTIONS**

**Decision:**

(1) That, in order to improve the gateways at The Broadway, the bringing forward of linked Development Briefs be agreed in principle;

(2) That, partly because of urgency, partly because of internal capacity and partly to bring specialist knowledge, Consultants be appointed to produce the linked Development Briefs; and

(3) That delegated authority be given to the following Portfolio Holders to agree the scoping report and list of consultants:

(a) Leader of the Council;

(b) Planning and Economic Development;

(c) Housing; and

(d) Civil Engineering and Maintenance.

## 18. EXCLUSION OF PUBLIC AND PRESS

### Decision:

That the public and press be excluded from the meeting for the items of business set out below on the grounds that they would involve the likely disclosure of exempt information as defined in the paragraphs of Part 1 of Schedule 12A of the Local Government Act 1972:

<b><u>Agenda Item No</u></b>	<b><u>Subject</u></b>	<b><u>Exempt Info Paragraph No</u></b>
19	Ombudsman's Decision – Waste Transfer Station	1 and 2

## 19. OMBUDSMAN'S DECISION - WASTE TRANSFER STATION COMPLAINT

### Decision:

(1) That the decision of the Ombudsman, and the actions taken to date by Epping Forest District Council and Essex County Council on the Ombudsman's preliminary recommendations be noted;

(2) That, in order to expedite the earliest possible resolution of the complaint and based on the valuations provided by Montagu Evans, a voluntary offer of financial compensation be made by the Council to each complainant for the devaluation of their properties;

(3) That should either or both complainants reject the voluntary offer then:

(a) the District Valuer be appointed to provide valuation figures; and

(b) authority be delegated to officers to offer these amounts to the complainants, provided they do not exceed the amounts advised by Montagu Evans by more than 10%;

(4) That the request by one complainant to be reimbursed with his legal and surveyors' expenses be declined; and

(5) That, in order to cover this Council's portion of the remaining costs of this case, a revenue DDF supplementary estimate in the sum of £46,000 be recommended to the Council for approval.

