



Public Document Pack

Arun District Council
Civic Centre
Maltravers Road
Littlehampton
West Sussex
BN17 5LF

Tel: (01903 737500)
Fax: (01903) 730442
DX: 57406 Littlehampton
Minicom: 01903 732765

e-mail: committees@arun.gov.uk

Committee Manager – Jane Fulton (Ext 37611)

26 June 2019

CABINET

A meeting of the Cabinet will be held in The Pink Room at the Arun Civic Centre, Maltravers Road, Littlehampton, West Sussex BN17 5LF on Monday 8 July 2019 **at 5.00 pm** and you are requested to attend.

Members: Councillors Dr Walsh (Chairman), Oppler (Vice-Chair), Mrs Gregory, Lury, Purchase, Stanley and Mrs Yeates

AGENDA

1. **APOLOGIES FOR ABSENCE**

2. **DECLARATIONS OF INTEREST**

Members and officers are invited to make any declarations of pecuniary, personal and/or prejudicial interests that they may have in relation to items on the agenda, and are reminded that they should re-declare their interest before consideration of the item or as soon as the interest becomes apparent.

Members and officers should make their declaration by stating:

- a) the item they have the interest in
- b) whether it is a pecuniary, personal and/or prejudicial interest
- c) the nature of the interest
- d) if it is a pecuniary or prejudicial interest, whether they will be exercising their right to speak under Question Time

3. QUESTION TIME

a) Questions from the public (for a period of up to 15 minutes).

b) Questions from Members with prejudicial interests (for a period of up to 15 minutes).

4. URGENT BUSINESS

The Cabinet may consider items of an urgent nature on functions falling within their responsibilities where special circumstances apply. Where the item relates to a key decision, the agreement of the Chairman of the Overview Select Committee must have been sought on both the subject of the decision and the reasons for the urgency. Such decisions shall not be subject to the call-in procedure as set out in the Scrutiny Procedure Rules at Part 6 of the Council's Constitution.

5. MINUTES

(Pages 1 - 8)

To approve as a correct record the Minutes of the Cabinet meeting held on 3 June 2019, (as attached).

6. BUDGET VARIATION REPORTS

To consider any reports from the Group Head of Corporate Support.

7. PAVILION PARK PROJECT, BOGNOR REGIS

(Pages 9 - 24)

This report reviews the status of the Pavilion Park scheme and sets out proposals to revisit the future of the Hothampton site in Bognor Regis.

8. THE FUTURE WEBCASTING OF COUNCIL MEETINGS

(Pages 25 - 28)

The report proposes that the Council regularly webcasts its Full Council meetings (as well as its ongoing webcasting of Development Control Committee meetings).

An alternative one-year contract is proposed because this is financially a more viable approach to our current contract.

A future report will consider longer term financial and staffing implications.

This report contains an Exempt appendix which refers to the contract arrangements in place with Auditel Systems and so is classed as Exempt under Paragraph 3 of Part 1 of Schedule 12A of the Local Government Act 1972, as amended].

ITEMS PUT FORWARD BY THE OVERVIEW SELECT COMMITTEE AND WORKING GROUPS

There are no items for this meeting.

9. **EXEMPT INFORMATION**

(Pages 29 - 30)

The Committee is asked to consider passing the following resolution:-

That under Section 100A(4) of the Local Government Act 1972, the public and accredited representatives of newspapers be excluded from the meeting for the following item of business on the grounds that it may involve the likely disclosure of exempt information as defined in Part 1 and Part 5 of Schedule 12A of the Act by virtue of the paragraph specified against the item.

A confidential Appendix relating to Agenda Item 8 on this agenda is attached.

Note : *Indicates report is attached for all Members of the Council only and the press (excluding exempt items). Copies of reports can be obtained on request from the Committee Manager).

Note : Members are reminded that if they have any detailed questions would they please inform the Chairman and/or relevant Director in advance of the meeting.

1.

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Agenda Item 5

Subject to approval at the next Cabinet meeting

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CABINET

3 June 2019 at 5.00 pm

Present: Councillors Dr Walsh (Chairman), Oppler (Vice-Chair), Mrs Gregory, Lury, Purchase, Stanley and Mrs Yeates

Councillors Bennet, B Blanchard-Cooper, Chapman, Charles, Clayden, Gunner, Huntley and Mrs Worne were also in attendance for all or part of the meeting.

14. WELCOME

The Chairman welcomed Councillors, Officers and members of the press and public to the meeting.

15. DECLARATIONS OF INTEREST

Councillor Dr Walsh declared a Personal Interest in Item 10 [Tivoli Group Ltd – Admissions Agreement to Local Government Pension Scheme] as a West Sussex County Councillor and in his position as a Trustee of the West Sussex County Council Local Pensions Scheme.

16. QUESTION TIME

The Chairman confirmed that no public questions had been received.

17. START TIMES

The Cabinet

RESOLVED

That its start times for meetings for 2019/20 be 5.00 pm.

18. MINUTES

The Minutes of the Special Cabinet meeting held on 11 April 2019 were approved by the Cabinet as a correct record and signed by the Chairman.

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19. BUDGET VARIATION REPORTS

There was no item for this meeting.

20. ASSETS OF COMMUNITY VALUE - POLICY AND PROCEDURES

The Cabinet Member for Technical Services, Councillor Stanley, presented this report confirming that the intention of the Assets of Community Value Policy and Guidance Notes was to make it easier and clearer for Parish Councils and community groups to understand how they could nominate an asset(s), whether this be a building or a piece of land, that they believed to be important to their community's social wellbeing to be listed by the Council as an Asset of Community Value.

The Group Head for Technical Services was then invited to introduce his report. He explained that the Council's existing procedure had been in operation now for over six years providing community groups with the opportunity to nominate assets that were either of interest to them or were deemed to be a value to the community to be listed. It was explained that this afforded a degree of protection in situations where that asset or land was sold or proposed to be sold. These assets were protected by a prescribed process that had to be followed if a relevant disposal was proposed. The purpose of the Assets of Community Value Policy was to clarify the various processes so that Officers and Members would be able to effectively support the management of the process and provide transparency for community nominators and asset owners so that they would easily be able to navigate themselves around this complicated process.

In discussing the report, it was clear from the comments made that although most Cabinet Members were happy to accept the majority of the recommendations, they had concern over extending delegated powers to Officers. It was outlined that many Members of the Council held this view and that Councillors needed to retain as much authority as possible. It was accepted that there were changes in legislation that would result in the Constitution needing to be amended, however, there was a general reluctance expressed over delegating more authority through to Officers.

Looking at the recommendations listed in the report, the Cabinet confirmed that Recommendations (1) and (2) could be accepted. It was Recommendations (3) and (4) delegating Authority to the Director of Place and the Group Head of Technical Services, or their nominated representative which could not be accepted to the level proposed. It was explained that Members needed to have more input and involvement in decision making.

The Director of Place offered some advice. He explained why the various Recommendations in (4) were required. There had to be a decision making route in place so that any applications received could be reviewed within the stipulated times from receipt of a nomination. At all times Ward Members were notified and consulted.

In response, it was suggested that the proposed delegations to Officers be taken back and reviewed further so that a clear route on the decision making process and appropriate Member involvement could be highlighted. In view of the response

received from Officers as to how this could jeopardise the stipulated review timelines in the Policy, it was agreed that Recommendation 4(a) could be accepted now subject to the following amended wording:

“Authority be delegated to the Director of Place and Group Head of Technical Services, or their nominated representative, in consultation with the Cabinet Member for Technical Services, to validate, consider and determine nominations for property/land to be listed as an asset of community value under the Assets of Community Value Policy.”

In response to this, Councillor Stanley agreed that this amendment was a sensible compromise.

The Cabinet

RECOMMEND TO FULL COUNCIL – That

- (1) The assets of Community Value Policy and Guidance Notes for Nominating Bodies and Owners be adopted;
- (2) The Group Head of Technical Services be delegated authority to make any future necessary changes to the Policy as a consequence of new legislation or alternative practices;
- (3) The following additions be made to the Council’s Constitution as Part 4 (Officer Scheme of Delegation):
 - (a) Authority be delegated to the Director of Place and Group Head of Technical Services, or their nominated representative, in conjunction with the Cabinet Member for Technical Services, to validate, consider and determine nominations for property/land to be listed as an asset of community value under the Assets of Community Value Policy.
- (4) The Group Head of Council Advice & Monitoring Officer be authorised to make any further consequential changes required to the Constitution.

The Cabinet then confirmed its decision as per Decision Notice C/001/050319), a copy of which is attached to the signed copy of the Minutes.

21. MANAGING THE COAST IN A CHANGING CLIMATE

The Cabinet Member for Technical Services briefly introduced this report stating that as a result of the Climate Change Act 2008, a Government Body had set targets to significantly reduce this country’s greenhouse gas emissions and by a set date of 2050. To reach this target the Government had created the Committee on Climate Change who had published three reports for Councils to focus on. These covered the issue of:

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- Managing the coast in a changing climate
- Land use – reducing emissions and preparing for climate change; and
- UK housing – Fit for the future?

Councillor Stanley stated that it was important for the Council to focus on these areas and their potential implications for this Council.

The Engineering Services Manager then worked through the report and he outlined that, as a nation, we were not prepared for the risks ahead. The report clearly spelt out key messages for the Council to focus on with these mainly being rising sea levels; coastal erosion; and what the deterioration of land would mean as a consequence.

The report set out at Paragraph 1.5 the key messages and it listed five recommendations for the Government and Local Government to focus on. Although it appeared that the report from the Committee was aimed at Government in the first instance, it was emphasised that understanding of the seriousness of the situation and its implications should start now. As a Council, Arun needed to think about coastal issues through its shoreline management plans and housing and land use. .

In response, the Chairman stated that this report contained very worrying statistics and it was clear that the appropriate resources would be needed to move this vital work forward. He stated that it was very important for the Council to start lobbying Members of Parliament and the Local Government Association to ensure such issues would be addressed. It was agreed that action needed to be taken now in order to manage the coast in the future.

The Cabinet Member for Neighbourhood Services, Councillor Purchase, stated that some authorities had already declared a Climate Change Emergency so that a Policy on how to tackle it could be agreed. He asked if this Council could consider making such a declaration. The Director of Services responded stating that she supported this view and would ensure that a report would be submitted to a future meeting of the Council's Environment & Leisure Working Group so that Members could be fully updated on the situation and so that an action plan could be agreed.

Following some further discussion,

The Cabinet

RESOLVED

That the report be noted

The Cabinet then confirmed its decision as per Decision Notice C/002/030619, a copy of which is attached to the signed copy of the Minutes.

22. TIVOLI GROUP LTD - ADMISSIONS AGREEMENT TO LOCAL GOVERNMENT PENSION SCHEME

(At the commencement of this item, Councillor Dr Walsh re-declared his Personal Interest made at the start of the meeting).

The Cabinet Member for Neighbourhood Services introduced this report reminding Members that the novation of the Council's Greenspace Management Contract from ISS Facility Services Landscaping (FSI) to Tivoli Group Ltd had been approved by Cabinet on 14 January 2019. Due to this change in service provider, Cabinet was now being asked to approve that the Council inter into the required Guarantee in respect of pension liabilities in the event that these were not met by Tivoli Group Ltd as the admitted body and to approve entering in the Admissions Agreement itself.

The Group Head of Neighbourhood Services reassured Members that it was standard practice for the Council to seek such authority following the change in service provider.

The Cabinet

RECOMMEND TO FULL COUNCIL

That the Council acts as a guarantor in respect of any and all pension liabilities which may arise throughout the term of the contract and gives delegated authority to Legal Services to enter into the Admissions Agreement and Guarantee.

The Cabinet then confirmed its decision as per Decision Notice C/003/030619, a copy of which is attached to the signed copy of the Minutes.

23. CLINICAL WASTE COLLECTION CONTRACT

The Cabinet Member for Neighbourhood Services, Councillor Purchase, explained that the Council's clinical waste collection service had been delivered under a county-wide framework agreement since 2016 with the services being provided by Medisort, a specialist clinical waste company based in Littlehampton. The report proposed that authority be provided to allow the Council to enter into the call-off contract under the recently procured WSCC framework agreement for clinical waster for an initial three year term and to allow the Group Head for Neighbourhood Services to extend this call-off Contract, following the initial 3 year terms for up to an additional three years due to the high performance and compliancy targets achieved by this company.

The Cabinet

RESOLVED – That

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- (1) Authority be provided for the Council to enter into the call-off contract under the recently procured WSCC framework agreement for clinical waste collections for an initial three year term; and
- (2) Authority be given to the Group Head of Neighbourhood Services to extend this call-off contract, following the initial 3 year term for up to an additional three years, as allowed for under the framework.

The Cabinet then confirmed its decision as per Decision Notice C/004/030619, a copy of which is attached to the signed copy of the Minutes.

24. PLANNING APPEAL AT LAND NORTH OF HOOK LANE, PAGHAM

The Cabinet Member for Planning, Councillor Lury, introduced this item stating that the Development Control Committee had refused planning permission for housing on land north of Hook Lane, Pagham. This had been contrary to the Officer's recommendation to approve the application due to highway capacity and safety related concerns.

The Group Head of Planning explained that the applicants had appealed the decision to refuse the application and that the appeal would be a public inquiry which would take place on 22 to 25 October 2019. It was now necessary to secure a supplementary estimate of up to £25,000 to cover the cost of legal representation and to engage the use of a Planning Consultant to defend the Council's case. The Group Head of Planning confirmed that this cost would only cover the cost of legal representation and planning consultants in defending the Council's case. In the eventuality that the Council lost the appeal, the Council would have to then cover those additional costs.

In considering the report, Councillor Lury highlighted how critical it was for this Council to work more closely with West Sussex County Highways and its Officers on these critical highways matters surrounding these strategic sites. The Group Head of Planning confirmed that Officers and Members had worked very closely with West Sussex County Council (WSCC) on highways matters on strategic sites and, with specific reference to this site, Officers had sought an independent highways consultant to consider the proposals and their conclusions were broadly similar to those of WSCC.

The Cabinet

RECOMMEND TO FULL COUNCIL

That a supplementary estimate of up to £25,000 be approved for the costs associated with defending the appeal in respect of planning application P/6/17/OUT. These include Counsel costs and costs of the appointment of a Planning Consultant to assist Members with defending an appeal in respect of Planning application P/6/17/OUT.

The supplementary estimate equates to a Band D Council Tax of £0.41.

Subject to approval at the next Cabinet meeting

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The Cabinet then confirmed its decision as per Decision Notice C/005/030619, a copy of which is attached to the signed copy of the Minutes.

(During the consideration of this item, Councillors Dr Walsh, Oppler and Purchase all declared their Personal Interests as Members of West Sussex County Council).

25. ARUN WELLBEING HEALTH PARTNERSHIP - 20 FEBRUARY 2019

(The meeting concluded at Time Not Specified)

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ARUN DISTRICT COUNCIL

REPORT TO AND DECISION OF CABINET ON 8 JULY 2019

PART A : REPORT

SUBJECT: Pavilion Park Project, Bognor Regis

REPORT AUTHOR: Philippa Dart – Director of Services

DATE: June 2019 EXTN: 37811

EXECUTIVE SUMMARY:

This report reviews the status of the Pavilion Park scheme and sets out proposals to revisit the future of the Hothamton site in Bognor Regis.

RECOMMENDATIONS:

Cabinet are requested to resolve that;

1. To revisit the future of the Hothamton site in Bognor Regis and develop three alternative proposals for the areas previously designated for the Pavilion Park, which focus on the Sunken Gardens and Hothamton play area only, which is to retain the split levels. (Map at appendix 2). These proposals will not include any residential development and the health centre will not be affected by any of the plans put forward;
2. Terminate the previously approved option and consultant appointment; and
3. To draw up a brief for Cabinet to consider prior to public consultation.

1. BACKGROUND:

1.1 Project Decisions

The Council has been developing proposals for the Hothamton site in Bognor Regis since 2015. The Council revisited its plans to regenerate Bognor Regis town centre in 2015 and undertook public consultation on proposals for the Regis Centre and Hothamton sites. Following consultation Full Council, at their meeting of 15 July 2015, re-affirmed its support for the guiding principles of the 2003 masterplan. Appendix 1 summarises the Full Council decisions taken during the period of July 2015 to July 2018 which relate to the Hothamton development site.

A number of studies and reports have progressed the scheme since 2015, leading to the presentation of Stage 2 design proposals for a new park on the Hothamton site, to the Bognor Regis Regeneration Sub-Committee, on 14 December 2017. Full Council considered recommendations from this meeting on 10 January 2018 and resolved the

following:

- (1) Park Option 2 (with fewer water-based uses within the design) be the preferred option; design) be the preferred option;
- (2) the Council progress with the development and implementation of Park Option 2a – *Council Builds Park and Secures Developer to Build Out Plots – Whole Site*. However, if discussions with the Community Health partnerships regarding the future use of the Health Centre cannot be quickly or satisfactorily concluded, Park Option 2b – *Council Builds Park & Secures Developer to Build Out Plots – Health Centre Excluded* – is substituted;
- (3) authority be given to the Director of Place, in consultation with the Leader of the Council, to submit a planning application for the proposed new park and associated parking;
- (4) budget provision for the project costs to reach planning application stage (up to £300k) be included in the budget for 2018/19. Also, funding be allocated for a three year period for a Project Officer role to progress the delivery of the key regeneration sites in Bognor Regis;
- (5) authority be delegated to the Director of Place to commission any reports, studies or professional advice required to progress the delivery of the new park;
- (6) the Council be encouraged to bid for, receive and use external grant funding that may fund (in part or whole) the delivery of the new park and parking;
- (7) authority be delegated to the Director of Place, on consultation with the Leader of the Council and the Chairman of the Bognor Regis Regeneration Subcommittee , to make minor changes and amendments to the scheme designs, based on professional advice, as necessary and as the project evolves, subject to receiving the necessary planning approvals;
- (8) authority be delegated to the Director of Place, in consultation with the Leader of the Council that, should negotiations with the National Heal Services progress and subject to the completion of a satisfactory business case, a bid be made to purchase the Health Centre site and, if accepted, to proceed with the purchase ; and
- (9) authority be delegated to the Director of Place, in consultation with the Leader of the Council, to market the development site at Hothampton when the park has been developed to a key stage, or market conditions are deemed appropriate.

1.2 Stage 3 Design

A competition was held to name the new park in November 2018. Pavilion Park was chosen in a vote by the public.

Following the approvals by Full Council 10 January 2018 consultants were appointed to progress the Stage 2 designs for Pavilion Park through to the implementation of the scheme (RIBA Stages 3-7, with Stage 7 being the completion of the project), subject to planning approval. Landscape consultants were contracted in October 2018 to undertake this work. The consultants have carried out a range of site surveys, reviewed what could be accommodated on the site and presented their outline proposals at stakeholder workshops in April 2019. Feedback from stakeholders was used to inform the emerging designs for the modern, multi-use park which were due to be presented at a public consultation in June 2019.

1.3 Project Costs

The capital cost for delivering the scheme is £3.1m plus design and administrative fees. The approved total cost of the contract with the landscape consultant is £329k. An additional £11.7K has been spent on surveys.

2. PROPOSAL(S):

2.1 Development of New Proposals

Following District Elections in May 2019 the new administration has indicated their wish to change the decision to proceed with the implementation of the park. The preferred direction is to progress instead with a scheme which is contained within the current footprint of the Sunken Gardens and Hothampton play area only – see Appendix 2.

It is therefore proposed that the Council terminates the previously approved Park Option 2 and develops alternative proposals for the areas previously designated for the Pavilion Park. These proposals will not include any residential development and the health centre will not be affected by any of the plans put forward. Following the production of new proposals the Council will seek public opinion through a consultation phase before further decisions are made.

In progressing with this proposal the Council will be ending the contract with the landscape consultant. The Pavilion Park display boards will also be removed from site.

2.2 Future Land Use

The Hothampton car park and Sunken Garden sites were included within the regeneration scheme put forward and granted on appeal to the Sir Richard Hotham Group. The Council decision of 18 July 2018 was to 'reaffirm not making any commitment as landowner to enter into any binding legal agreements pursuant to the granting of any planning permission in 2018, for the regeneration of the Regis Centre and Hothampton car park sites under its freehold ownership'. This position remains unchanged.

2.3 Next Steps

To progress a new proposal for the Hothampton site it is suggested that the Council employ a consultant to facilitate a workshop to inform a project brief. It is proposed that the brief is formally considered by the Cabinet.

3. OPTIONS:

- a. To approve the recommendations as set out in this report.
- b. To not approve the recommendations.

4. CONSULTATION:

Following the change in administration the new Cabinet were briefed on progress to date on the Pavilion Park scheme who requested that this report be prepared. This included one of the District Ward Councillors.

Stakeholder Engagement took place in April 2019. It had been agreed that feedback would be circulated once collated but this will now not take place. Further consultation is

planned when new proposals have been developed.		
Has consultation been undertaken with:	YES	NO
Relevant Town/Parish Council		✓
Relevant District Ward Councillors – see above paragraph		
Other groups/persons (please specify) Cabinet Members	✓	
5. ARE THERE ANY IMPLICATIONS IN RELATION TO THE FOLLOWING COUNCIL POLICIES: (Explain in more detail at 6 below)	YES	NO
Financial	✓	
Legal	✓	
Human Rights/Equality Impact Assessment		✓
Community Safety including Section 17 of Crime & Disorder Act		✓
Sustainability	✓	
Asset Management/Property/Land	✓	
Technology		✓
Safeguarding		✓
Other (please explain)		✓
6. IMPLICATIONS: <ul style="list-style-type: none"> • Financial – there will be additional costs associated with new scheme proposals. • Legal – the final account will be settled for the current consultant in accordance with the terms of the contract. • Sustainability – future maintenance requirements will be taken into account as part of the project. • Asset Management/Property/Land – the Council will retain ownership of the site and have responsibility for its future maintenance. • In light of the recommendation that any future proposal will not include any residential development, the Council will need to modify its approach to securing a 5 year housing land supply for planning purposes. The Hothampton car park site (west side) was identified to contain 80 homes. This figure represents 8% of the Council's average yearly housing target. As a consequence of not delivering homes at this site alternative provision will need to be made elsewhere in the Arun District. 		
7. REASON FOR THE DECISION: This report and the recommendations were requested by the new Cabinet following a briefing on the Pavilion Park project on the 12 June 2019.		
8. EFFECTIVE DATE OF THE DECISION: 17 July 2019		

9. BACKGROUND PAPERS:

[Full Council 15 July 2015](#)

[Full Council 11 November 2015](#)

[Full Council 20 July 2016](#)

[Full Council 8 March 2017](#)

[Full Council 10 January 2018](#)

[Full Council 18 July 2018](#)

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Appendix 1: Summary of Full Council Decisions Relating to the Hothamton Site

Note: All decisions made under each report have been included however items which do not specifically relate to the Hothamton site are shown in grey.

Full Council Meeting	Decisions
15 July 2015	<p>(1) The Council re-affirms its support for the guiding principles of the 2003 Master Plan;</p> <p>(2) The Council re-affirms its support for the vision and development principles (as amended in the report) for the Regis Centre in the 2003 Master Plan;</p> <p>(3) The Council re-affirms its support for the vision and development principles (as amended in the report) for the Hothamton Car Park in the 2003 Master Plan;</p> <p>(4) That Council supports the continued evolution of regeneration schemes for the Regis Centre and Hothamton Car Park sites and the intention to bring back future reports in 2015 and 2016 on what the key constituent parts should be of any development schemes and the various procurement options available to deliver the preferred developments;</p> <p>(5) notwithstanding resolution (4) above, Council confirms that any future schemes for the redevelopment of either the Regis Centre or Hothamton site should not contain a Cinema;</p> <p>(6) the Council invites Bognor Regis Town Council to lead on investigating options for improving beach access, including consultation with disability groups and report back to a future meeting of the Bognor Regis Regeneration Sub Committee setting out the main options available for improving access to the beach, likely costs and funding opportunities;</p> <p>(7) the Council delegates the final decision as to whether the 'Beach on the Beach' facility should be retained and extended to the Bognor Regis Regeneration Sub-Committee and that the sum of up to £40,000 be vired from the reserve set aside for evolution of the Regis Centre and Hothamton projects, for this purpose, and that if supported by the Sub-Committee the procurement of the said facility be delegated to the Director of Planning and Economic Regeneration in consultation with the Head of Finance and Property in consultation with the Leader of the Council, as Portfolio Holder for Economic Regeneration;</p> <p>(8) the sum of up to £20,000 be vired from the reserve set aside for evolution of the Regis Centre and Hothamton projects, for the purpose of re-evaluating the feasibility and costs of closing the Esplanade to through traffic or alternatively a shared surface arrangement, and that appropriate consultants be procured to undertake this task on behalf of the Council;</p> <p>(9) the Council expresses its support for the Pier Trust in seeking to fulfil its objectives of restoring the Pier;</p> <p>(10) the Council expresses its thanks to each of the organisations and individuals responsible for making a formal submission;</p>

	<p>(11) the Council delegates the final decision as to whether general free-to-play children’s play equipment should be provided in the vicinity of the central promenade section to the Bognor Regis Regeneration Sub-Committee and that the sum of up to £100,000 be vired from the reserve set aside for evolution of the Regis Centre and Hothamton projects, for this purpose, and that if supported by the Sub- Committee the procurement of the said play equipment be delegated to the Director of Environmental Services and the Portfolio Holder for the Environment;</p> <p>(12) the cost of investigating the regulatory, economic, environmental, technical and financial implications of large scale ‘out of scope community ideas’ should be considered as a potential cost item for the 2016/2017 Capital Programme and prioritised along with other Capital Programme works;</p> <p>(13) the Council notes the proposed replacement of the subterranean toilets on the Promenade with above ground replacement facilities and optional shower facilities; and</p> <p>(14) the Council vires the total sum of up to £30,000 from the reserve set aside for evolution of the Regis Centre and Hothamton projects, for the purpose of providing financial support for 2 years to the Alexandra Theatre in order to strengthen ‘the offer’ of the Theatre. The details to be agreed by the Chief Executive and the Leader of the Council.</p>
11 November 2015	<p>(1) the Council (as landowner) supports the principle of redeveloping the Hothamton Car Park site for a suite of uses including the A1 retail, student accommodation, car parking and workshop/office space complemented by appropriate landscaping. The Council accepts that an alternative or complementary use to the student accommodation would be ‘staff’ accommodation.</p> <p>(2) the Council seeks fee proposals for consultancy support to aid the development of a business case to demonstrate the degree of financial viability of the Council undertaking the delivery of development on the Hothamton Car Park. A report outlining the business case will then be presented to the Council for a final decision on whether to proceed and how any development could be funded.</p> <p>(3) subject to further financial, planning and technical assessments and package prioritisation, the Council, as landowner, open ‘subject to contract’ negotiations with the leaseholders in the area referred to as Package C regarding the following aspirations;</p> <p>a) The redevelopment of the existing Alexandra Theatre site to provide an enhanced ‘cultural offer’ including improved theatre, gallery space, multi-functional space and other ancillary activities.</p> <p>b) The redevelopment of the area referred to as Package B for a mix of uses including Public House, Hotel, Restaurant and</p>

	<p>Residential, and where appropriate small retail outlets and other uses associated with a holiday destination.</p> <p>c) The redevelopment of the existing Public House in the area referred to as Package C for a form of development which consists of a Landmark building accommodating at least a visitor attraction, residential development and restaurant(s).</p> <p>d) The redevelopment of the existing Place St Maur area referred to as Package D as an area of public realm for events and activities in a manner complementary to the other redevelopment proposals set out in the report.</p> <p>e) The retention of as much car parking within Package E as possible, in a manner complementary to the other redevelopment proposals set out in the report. In furtherance of this objective the Council also supports the principle of installing a lightweight deck to providing additional car parking and the possibility of some active frontage development facing onto Belmont Street and Clarence Road.</p> <p>(4) should the Council not be able to create a development opportunity for Package C in the form set out in III(c) above then the Council supports the principle of that development opportunity being on the western end of Package B and developing Package C for any uses displaced from the Package B proposals set out in (3)(b) above.</p>
20 July 2016	<p>(1) The Council approves a supplementary estimate of up to £260,000 to cover the collective costs of commissioning detailed Feasibility Studies for the redevelopment of the Regis Centre and the Hothamton Car Park sites and to vire to the Regeneration Services budget the costs incurred in commissioning the Consultant's report and the visual material. This is the equivalent of an additional £4.50 Council Tax for an average Band D property.</p> <p>(2) In furtherance of the resolutions made at the 11 November 2015 Full Council meeting, the Council continues to support, in principle, subject to positive Feasibility Studies and proof of concept being completed, a financially viable scheme to regenerate the existing Alexandra Theatre and adjacent Public House (Regis Centre – Western half) through either improvements and modifications or complete redevelopment to deliver the following:</p> <p>(a) The redevelopment of the existing Alexandra Theatre site to provide an enhanced 'cultural offer' including improved theatre, gallery space, multi- functional space and other ancillary activities.</p> <p>(b) The redevelopment of the existing Public House to create a development which consists of a Landmark building accommodating visitor attraction(s), residential development and restaurant(s).</p> <p>(c) The redevelopment of the existing Place St Maur area as an area of public realm for events and activities in a manner</p>

	<p>complementary to the other redevelopment proposals.</p> <p>(3) In furtherance of the resolutions made at the 11 November 2015 Full Council meeting, the Council continues to support the redevelopment of the area to the east of existing Alexandra Theatre (Regis Centre - Eastern Half) for a commercially viable mix of uses including (but not exclusive to) Public House, Hotel, Restaurant and Residential, and where appropriate small retail outlets and other uses associated with a holiday seafront destination surrounding a decked car park.</p> <p>(4) In furtherance of the resolutions made at the 11 November 2015 Full Council meeting, the Council continues to support, in principle, subject to a positive Feasibility Study and proof of concept being completed, a financially viable scheme to regenerate the Hothamton Car Park.</p> <p>(5) Delegated authority is granted to the Director of Planning and Economic Regeneration in consultation with the Leader of the Council to procure the Feasibility Studies for the Redevelopment of Hothamton Car Park and the Regis Centre Car Park sites and to draw down and authorise expenditure for the purposes set out in this report only against the supplementary estimate agreed at (1) above.</p>
8 March 2017	<p>(1) The Gardens by the Sea / Winter Gardens concept as described in the 2017 Bognor Regis Masterplan Options Report and the conclusions described in the 2017 Regis Centre & Hothamton Masterplans Market, Viability & Delivery Report, be supported;</p> <p>(2) Option 2 for the Regis Centre site (New Theatre Option) is the preferred Masterplan option. Officers may progress this proposal to develop a more thorough understanding of the opportunities and risks of implementing such a proposal, the appropriate scale and phasing, and the potential funding packages and delivery vehicle approaches that might support it. Option 1 (Refurbishment of Theatre) will remain as an alternative option should the scale of the funding package for Option 2 be unachievable;</p> <p>(3) Option 1 for the Hothamton Car Park site is the preferred Masterplan option and officers progress this proposal, taking into consideration the potential funding and delivery vehicle approaches that might support it, ready to market the site;</p> <p>(4) the Council supports the principle of including the area of the Esplanade between Clarence Road and Place St Maur within any new public realm scheme for the wider regeneration of the site;</p> <p>(5) the Council supports the Bognor Regis Place Branding initiative developed in partnership with other agencies;</p> <p>(6) authority be given to the Director of Place to begin discussions, early in the project development process, with specialist advisors and key external partners of the proposed theatre, cultural hub and Winter Gardens, and in consultation</p>

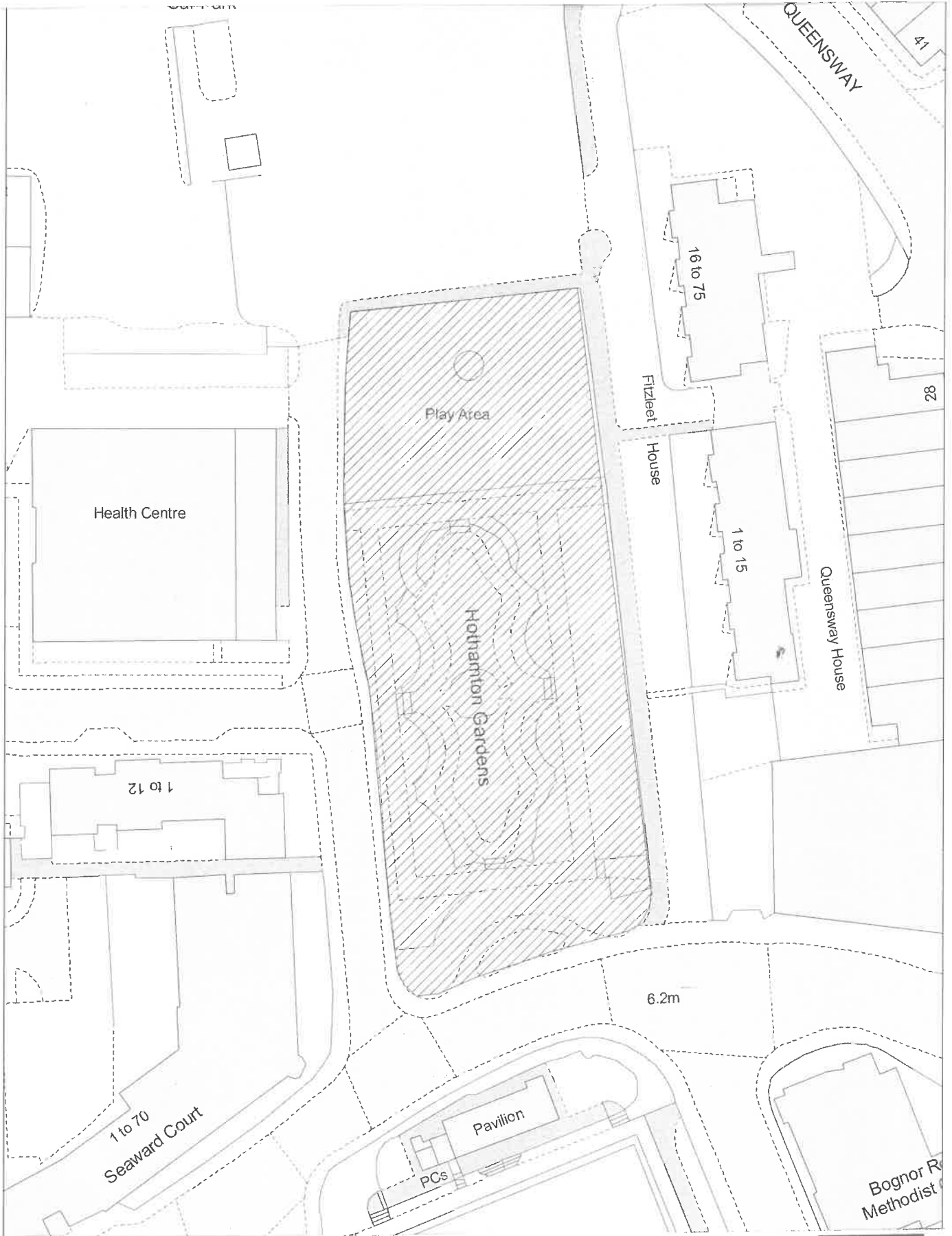
	<p>with the Head of Corporate Support Group, to ensure the operational business plan and governance arrangements (legal structure) are fully considered and will influence the functionality and scope of the new building(s) and potential funding opportunities;</p> <p>(7) authority be given to the Director of Place to enter into discussions with the NHS Trust / Community Health Partnerships to include the Health Centre site within the Hothamton car park site development area, subject to a satisfactory agreement being found;</p> <p>(8) authority be given to the Director of Place to enter into discussion with West Sussex County Council, as the highway authority, to consider any highway implications and costs associated with the above and to prepare concept plans for any proposed works;</p> <p>(9) In furtherance to the supplementary estimate agreed and resolution made at the Council meeting on 20 July 2016 (Minute 145), the Director of Place is authorised, in consultation with the Leader of the Council, and subject to the Council's Procurement Standing Orders, to draw down and authorise expenditure, for the commissioning of any of the necessary reports and professional advice required to progress the implementation of the 2017 Masterplan options; and</p> <p>(10) progress reports be provided to the Bognor Regis Regeneration Subcommittee at regular intervals, focussing on the intended decision making process and timetables.</p>
10 January 2018	<p>(1) Park Option 2 (with fewer water-based uses within the design) be the preferred option;</p> <p>(2) the Council progress with the development and implementation of Park Option 2a – <i>Council Builds Park and Secures Developer to Build Out Plots – Whole Site</i>. However, if discussions with the Community Health partnerships regarding the future use of the Health Centre cannot be quickly or satisfactorily concluded, Park Option 2b – <i>Council Builds Park & Secures Developer to Build Out Plots – Health Centre Excluded</i> – is substituted;</p> <p>(3) authority be given to the Director of Place, in consultation with the Leader of the Council, to submit a planning application for the proposed new park and associated parking;</p> <p>(4) budget provision for the project costs to reach planning application stage (up to £300k) be included in the budget for 2018/19. Also, funding be allocated for a three year period for a Project Officer role to progress the delivery of the key regeneration sites in Bognor Regis;</p> <p>(5) authority be delegated to the Director of Place to commission any reports, studies or professional advice required to progress the delivery of the new park;</p> <p>(6) the Council be encouraged to bid for, receive and use external grant funding that may fund (in part or whole) the</p>

	<p>delivery of the new park and parking;</p> <p>(7) authority be delegated to the Director of Place, on consultation with the Leader of the Council and the Chairman of the Bognor Regis Regeneration Subcommittee , to make minor changes and amendments to the scheme designs, based on professional advice, as necessary and as the project evolves, subject to receiving the necessary planning approvals;</p> <p>(8) authority be delegated to the Director of Place, in consultation with the Leader of the Council that, should negotiations with the National Health Services progress and subject to the completion of a satisfactory business case, a bid be made to purchase the Health Centre site and, if accepted, to proceed with the purchase ; and</p> <p>(9) authority be delegated to the Director of Place, in consultation with the Leader of the Council, to market the development site at Hothampton when the park has been developed to a key stage, or market conditions are deemed appropriate.</p>
18 July 2018	<p>(1) To proceed with the delivery of the hotel phase ahead of the other elements of the Gardens by the Sea / Winter Gardens concept (new theatre option) that was agreed by Full Council in March 2017;</p> <p>(2) To dispose of the Council’s freehold interest in the land in the south eastern corner of the site, including the former fire station, for the purpose of building a hotel;</p> <p>(3) Following surrender of the sub lease to the head lessee, to agree to the surrender of the head lease on the Regis Centre building from the day the hotel opens, at nil consideration;</p> <p>(4) To make budget provision for the running costs of the Regis Centre after the lease is surrendered;</p> <p>(5) To lease the part of the Regis Centre building that is currently operated as a pub, until it is viable to redevelop;</p> <p>(6) To make budget provision for the repairs unless a commitment has been made to demolish the building;</p> <p>(7) Officers to work towards submitting a planning application for the non-hotel elements of the redevelopment concept previously agreed for the Regis Centre site including new theatre, winter gardens, multi-story car park, residential development, restaurants and the potential reuse of the Town Hall;</p> <p>(8) The Director of Place to commission any reports, studies or professional advice required to progress the delivery of the ‘Winter Gardens’ concept scheme;</p> <p>(9) The Director of Place, in consultation with the Leader of the Council, the Chairman of the Bognor Regis Sub-Committee and the Cabinet Member for Technical Services, to submit a planning application for the non-hotel elements of the concept for the Regis Centre site;</p> <p>(10) The Director of Place to bid for, receive and use external</p>

	<p>grant funding that may fund (in part or whole) work in pursuance of delivering the previously agreed concept for the Regis Centre site;</p> <p>(11) The Council re-affirms not making any commitment as landowner to enter into any binding legal agreements pursuant to the granting of any planning permission in 2018, for the regeneration of the Regis Centre and Hothamton car park sites under its freehold ownership;</p> <p>(12) The Director of Place and the Section 151 Officer, in consultation with the Leader of the Council and Chairman of the Bognor Regis Regeneration Sub-Committee and Cabinet Member for Technical Services, to enter into negotiations including the boundaries and to finalise terms and enter into agreement with Whitbread PLC, or subsidiary, for disposal of freehold and early surrender of lease in accordance with (2) and (3) above, and to complete all legal formalities arising from these actions;</p> <p>(13) The Director for Place, in consultation with the Cabinet Member for Planning Services, to take appropriate action under section 203 of the Housing and Planning Act 2016; and</p> <p>14) The Director for Place, in consultation with the Cabinet Member for Technical Services and the Section 151 Officer, to take any actions necessary consequential to the decisions taken above, in relation to expunging existing leases or entering into new leases.</p>
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Appendix - Area proposed for new Hothampton Scheme, using footprint of the existing Sunken Gardens and play area



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ARUN DISTRICT COUNCIL

REPORT TO AND DECISION OF CABINET ON 8 JULY 2019

PART A : REPORT

SUBJECT: The Future Webcasting of Council Meetings

REPORT AUTHOR: Nigel Lynn, Chief Executive

DATE: July 2019

EXTN: 37600

PORTFOLIO AREA: Corporate Support

EXECUTIVE SUMMARY:

The report proposes that the Council regularly webcasts its Full Council meetings (as well as its ongoing webcasting of Development Control Committee meetings).

An alternative one-year contract is proposed because this is financially a more viable approach to our current contract.

A future report will consider longer term financial and staffing implications.

This report contains an Exempt appendix which refers to the contract arrangements in place with Auditel Systems and so is classed as Exempt under Paragraph 3 of Schedule 12A of the Local Government Act 1972, as amended].

RECOMMENDATIONS:

To instruct Officers to procure an agreement with Auditel to webcast Full Council and Development Control Committee meetings for the next year at a one-off total cost which can be contained within the Committee Services budget. [Please refer to the Confidential Appendix attached to this report].

1. BACKGROUND:

- 1.1 In March 2015, the Council completed its refurbishment programme for the Council Chamber, Committee Rooms, Member Rooms and toilets.
- 1.2 The programme included the installation of webcasting equipment in the Council Chamber. The contractor was Auditel.
- 1.3 The policy adopted at that time was to only webcast Council meetings that were anticipated to attract a large number of the public, as our Public Gallery is limited to 85 guests. This was utilised for several of the meetings which included the Local Plan on the agenda.
- 1.4 In 2018, it was agreed to pilot Development Control Committee meetings to be webcast regularly. This has been happening on a regular basis since 13 November 2018.

<p>1.5 Because the future use of webcasting was unclear at that time, a “call-off” <u>hourly</u> contract was agreed with Auditel. [Please refer to the Exempt appendix attached to this report].</p> <p>1.6 Following a request from the Leading Group (Liberal Democrat Party), Officers have subsequently negotiated a one-year contract which is for an unlimited number of hours/minutes.</p>		
<p>2. PROPOSAL(S):</p> <p>2.1 Officers agree a one-year agreement with Auditel.</p> <p>2.2 An officer group has been set up to examine the Council’s webcasting needs and associated costs for the future. A report will be presented to Cabinet for consideration later in the year.</p> <p>2.3 The new agreement with Auditel will enable all Full Council meetings <u>and</u> Development Control Committee meetings to be webcast for the next 12 months.</p>		
<p>3. OPTIONS:</p> <p>3.1 To agree the proposals at 2.1 – 2.3 above.</p> <p>3.2 Not to agree the proposals and request an alternative approach.</p>		
<p>4. CONSULTATION:</p>		
Has consultation been undertaken with:	YES	NO
Relevant Town/Parish Council		✓
Relevant District Ward Councillors		✓
Other groups/persons (please specify) Leader & Deputy Leader	✓	
5. ARE THERE ANY IMPLICATIONS IN RELATION TO THE FOLLOWING COUNCIL POLICIES: (Explain in more detail at 6 below)	YES	NO
Financial	✓	
Legal		✓
Human Rights/Equality Impact Assessment		✓
Community Safety including Section 17 of Crime & Disorder Act		✓
Sustainability		✓
Asset Management/Property/Land		✓
Technology		✓
Other (please explain)	✓	

6. IMPLICATIONS:

- 6.1 The ongoing use of webcasting and any possible expansion to include Committee Rooms may have both financial and staffing implications. To evaluate these, an officer report will be presented to Cabinet later in the year.

7. REASON FOR THE DECISION:

- 7.1 The ongoing use of a “call-off” contract is not viable if webcasting of Full Council is to continue in a regular basis. A more regularised contract, as proposed, is more viable in the short to medium term.

8. EFFECTIVE DATE OF THE DECISION: 17 July 2019

9. BACKGROUND PAPERS:

None

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By virtue of paragraph(s) 3 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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