

No.	Topic	Decision
Part 1 – Items considered in public		
8	<p>Performance Summary: Quarter 3</p> <p>Subject to call-in: Yes</p>	<p>RESOLVED –</p> <ol style="list-style-type: none"> 1. That the summary of priority project performance over quarter 3, as at Appendix A to the report, be noted; 2. That the summary of service performance over quarter 3, as at Appendix B to the report, be noted; and 3. That the performance indicator Recovery Plans for quarter 3, as at Appendices C-G to the report, be noted. <p>REASON FOR DECISION: To monitor the effectiveness of the Council's actions and plans to meet all of the objectives within the Five Year Plan, highlight underperforming areas, and propose actions to remedy any underperformance to ensure the key objectives are met.</p>
9	<p>Revenue Management Report: Quarter 3</p> <p>Subject to call-in: Yes</p>	<p>RESOLVED –</p> <ol style="list-style-type: none"> 1. That at Quarter 3 the net expenditure on services year to date was £10,026,000, £314,000 less than forecast, be noted; 2. That by year end the Council anticipated net expenditure of £13,910,000 on services, £8,000 under budget and an improvement since Quarter 2 of £170,000, be noted; 3. That the establishment of a 'Waste Bin Replacement Reserve' which will hold an annual contribution towards the purchase of new waste bins, be approved; and 4. That the Write Offs set out in paragraph 2.29 and detailed at Appendix J to the report be approved. <p>REASON FOR DECISION: To show the actual expenditure on services compared to the revised budget for the period ended 30 December 2018, and the forecast outturn position, highlighting significant variances from the revised annual budget.</p>

No.	Topic	Decision
10	<p>Capital Management Report: Quarter 3</p> <p>Subject to call-in: Yes</p>	<p>RESOLVED –</p> <ol style="list-style-type: none"> 1. That the actual gross and net expenditure for the year and the sources of finance as shown in Appendices B to D to the report be noted; 2. That the proposed movement between years set out in paragraph 4.3 be approved; 3. That the proposed variations to the 2018/19 Capital programme, set out in paragraphs 4.4 to 4.13, be approved; and 4. That the new proposed schemes for 2019/20 to be approved by full Council, to be included in the capital programme as set out in paragraph 4.14, be approved. <p>REASON FOR DECISION: Managing and forecasting capital expenditure effectively was vital in order to support all of the services provided by the Council.</p>
11	<p>Treasury and Prudential Indicator Management Report: Quarter 3</p> <p>Subject to call-in: Yes</p>	<p>RESOLVED –</p> <ol style="list-style-type: none"> 1. That the 2018/19 Treasury Management and Prudential Indicator position be noted; and 2. That a further increase in the forecast for investment and bank interest of £30,000, which increases the forecast budget from £693,000 to £723,000, be noted. <p>REASON FOR DECISION: Ensuring effective cash flow management was vital in order to support all the services provided by the Council. The interest received from investments was an important source of income in helping to set a balanced budget.</p>
12	<p>High Weald Area of Outstanding Natural Beauty (AONB) Management Plan</p> <p>Subject to call-in: Yes</p>	<p>RESOLVED –</p> <ol style="list-style-type: none"> 1. That the High Weald AONB Management Plan 2019-2024 (4th Edition), required by Section 89 of the Countryside and Rights of Way Act 2000 for that part of the High Weald Area of Outstanding Natural Beauty that falls within the Borough, be adopted;

(continued overleaf)

No.	Topic	Decision
		<p>2. That the High Weald Joint Advisory Committee (JAC) be authorised to publish and submit the Plan to the Secretary of State on the Council's behalf.</p> <p>REASON FOR DECISION: To comply with statutory duties to have an up-to-date Plan. The revised plan will ensure that the valued high quality environment of the High Weald is conserved and enhanced for current and future residents of the Borough.</p>
13	<p>Kent High Weald Partnership Review</p> <p>Subject to call-in: Yes</p>	<p>RESOLVED –</p> <ol style="list-style-type: none"> 1. That the funding for the Kent High Weald Partnership (KHWP) be reduced by 10% to £69.5k for the period of a new Service Level Agreement (SLA) to run from April 2019 until March 2022. 2. That the Portfolio Holder for Planning and Transportation and the Head of Planning be delegated authority to agree a new SLA with KHWP which includes a requirement to consider means of reducing its dependence on Council funding through investigating in: <ol style="list-style-type: none"> i. Alternative structures for the KHWP such as Charitable or Trust status; ii. New sources of grants to replace Council funding; iii. Opportunities associated with housing growth in the Borough and management of Council owned sites to provide further sources of revenue; and iv. A new basis for Council funding on agreed requirements for site management and specific outcomes such as number of volunteer events on Council owned sites; 3. That the KHWP be instructed as part of the SLA to prepare a new business plan that responds to the requirements above and assumes continued management of Council Green Spaces for a fee to be agreed commencing in March 2021 and to cover the period 2022 to 2025 with a vision for the period 2025 to 2028; and 4. That the Portfolio Holder for Planning and Transportation and the Head of Planning be delegated authority to agree and sign a new Memorandum of Understanding (MoU) with KCC that aligns with the purpose and period for the SLA. <p style="text-align: right;"><i>(continued overleaf)</i></p>

Tunbridge Wells Borough Council

Decisions taken by the Cabinet on Thursday, 7 March 2019



No.	Topic	Decision
		REASON FOR DECISION: To enable the Council to meet existing commitments to projects and Council owned sites and minimises the risk to reputational damage and allow the partnership to continue.
14	Air Quality Action Plan Subject to call-in: Yes	RESOLVED – That the Air Quality Action Plan 2018-2023 be adopted. REASON FOR DECISION: To comply with statutory duties to have an up-to-date Plan. The revised Plan will demonstrate the high priority and action taken to ensure good air quality for the Borough of Tunbridge Wells.
Part 2 – Items considered in private		
	None	

Decision Notice published: Thursday 07 March 2019
 Call-in period expires: 5pm, Thursday 14 March 2019

Please see below for details of the Council's call-in procedure.

Tunbridge Wells Borough Council

Decisions taken by the Cabinet on Thursday, 7 March 2019



Call-in Procedure

Call-in is the procedure whereby a decision of the Cabinet, the Leader or a Portfolio Holder, or a member or officer with delegated executive authority (an executive decision), taken but not implemented, may be examined by the Overview and Scrutiny Committee prior to implementation.

This is a power which should only be used in exceptional circumstances and should not be used in respect of day-to-day operational decisions. The procedure will not apply to decisions to which the Call-in and Urgency Procedure is applied (Overview and Scrutiny Procedure Rule 14) or to recommendations to or decisions of Full Council.

An executive decision can be called in by the date specified below (within five clear working days of the publication of the decision) by the Chairman of the Overview and Scrutiny Committee or at least any three (non-Cabinet) members of the Council in accordance with Overview and Scrutiny Procedure Rule 12 of the Constitution.

Any request for call-in must be in writing, bearing the signature(s) of the Council member(s) initiating the call-in, or by email which, if from several persons, shall require a separate email from each of them.

A request for call-in must state the reason(s) and must meet at least one of the following grounds:

- (12.6.1) inadequate consultation with stakeholders prior to decision;
- (12.6.2) the absence of adequate evidence on which to base a decision;
- (12.6.3) the decision would require a departure from or a change to the agreed budget and policy framework;
- (12.6.4) the action decided upon would not be proportionate to the desired outcome;
- (12.6.5) the decision would be open to a human rights challenge;
- (12.6.6) insufficient consideration of legal and financial advice; or
- (12.6.7) the decision is not within the Cabinet's powers or terms of reference or within the portfolio of the Leader or Portfolio Holder or member or Officer with delegated executive powers who took it.

Any request in respect of the above decisions must reach the proper officer by: **5pm on Thursday 14 March 2019**

Nick Peeters
Scrutiny and Engagement Officer

Tunbridge Wells Borough Council
Town Hall
Tunbridge Wells TN1 1RS

Email: nick.peeters@tunbridgewells.gov.uk