



WORTHING BOROUGH
C O U N C I L

18 October 2022

**Worthing Council Meeting
18 October 2022**

Council Chamber, Worthing Town Hall

6.30 pm

Agenda

14 October 2022

ALL MEMBERS OF THE COUNCIL are hereby summoned to attend for the following business:

Part A

- a) Updated Items 7C (i), 7C (ii) and 7D (Pages 5 - 8)
- a) Updated Leader's Report (Pages 9 - 20)



Tina Favier
Director for Communities

Recording of this meeting

The Council will be live streaming this meeting, including public question time. A recording will be available on the Council's website as soon as practicable after the meeting. The Council will not be recording any discussions in Part B of the agenda (where the press and public have been excluded.).

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WORTHING BOROUGH
COUNCIL

Council
18 October 2022

Extract from the minutes of the Joint Strategic Committee - 11 October 2022

JSC/023/22-23 Our Plan - The new corporate plan for Adur & Worthing Councils

The Committee noted that Adur & Worthing Councils' previous corporate plan, Platforms for Our Places: Going Further (2020-22), had now reached the end of its delivery period.

Since that plan was adopted much had changed and the councils had taken the opportunity to review the challenges and opportunities ahead. Through this process a new plan for Adur & Worthing, covering the next three years, had been drafted called 'Our Plan'.

'Our Plan' will enable the successful delivery of Adur District and Worthing Borough Council's priorities by effectively supporting the work of each individual council, and where appropriate, both councils together through the shared partnership agreement.

The plan would inform the budget setting work of both councils and would direct overall organisational service planning and performance management.

Members welcomed the report and the digestibility of 'Our Plan'. A number of key themes running through the plan were also acknowledged.

The recommendations in the report were proposed by Councillor Angus Dunn, seconded by Councillor Carl Walker and unanimously supported.

Decision

The Joint Strategic Committee

- 1. considered the draft 'Our Plan' and recommended its approval to both Councils as a core strategic document for the next three years;**
2. invited the Joint Overview and Scrutiny Committee to review 'Our Plan' and review subsequent progress reports.

(Link to the report on the website e.g. [Joint Strategic Committee - 11 October 2022](#))



Extract from the minutes of the Joint Strategic Committee - 11 October 2022

JSC/024/22-23 Investing for our future - Capital Strategy 2023/26

The report sought the approval of the Council's Capital Strategy for 2023/26. The Strategy outlined the Council's approach to capital investment and how the Council ensured that capital investment was directed to the Council's Priorities.

This year's strategy was set against an environment of high inflation and increasing interest rates which were having a significant impact on the Council's finances and the affordability of the Council's investment programmes.

The Committee was pleased to receive the report, noting that things were understandably more constrained than Members would like them to be. It was stated that the Councils had done exceptionally well to deliver what they had over the past couple of years and that the proposed Capital Strategy for 2023/26 was the right way forward.

The recommendations in the report were proposed by Councillor Carson Albury, seconded by Councillor Carl Walker and unanimously supported.

Decision

The Joint Strategic Committee recommended to both Adur and Worthing Councils that the Capital Strategy for 2023/26 be approved.

(Link to the report on the website e.g. [Joint Strategic Committee - 11 October 2022](#))



**Extract from the minutes of the Worthing Joint Strategic Sub-Committee - 11
October 2022**

WJSS-C/022/22-23 Public Space Protection Orders - Dog Control

The report outlined the findings of a public consultation to renew the current Dog Control Public Space Protection Order (PSPO) including some variations.

Members were asked to approve the amendments to the PSPO and renew for a further 3 years.

A Councillor sought clarification regarding the consultation. In particular, a change midway through the consultation regarding dogs being kept on leads at Beach House Park, which was changed to Beach House Park being made an off-lead space. Was the Sub-Committee satisfied that the legal process had been followed for this consultation?

** The meeting was adjourned at 7.42pm and reconvened at 7.45pm.*

In addition, it was highlighted that this was a joint Adur and Worthing consultation and therefore residents in Adur had commented on Worthing PSPOs. The Councillor asked whether this should have been a Worthing only consultation. If it was, could the validity of a joint consultation be challenged?

** The meeting was adjourned at 7.48pm and reconvened at 7.50pm.*

Officers agreed to provide a written response to the questions asked by the Councillor. However, in order to progress this matter to Full Council, the Sub-Committee was advised to debate the issue, before making recommendations subject to the satisfactory answering by the Monitoring Officer of the technical questions.

The Councillor asked a further question regarding the framing of the questions in the consultation. In the absence of correspondence from the public, what was the wording of the questions based upon and was the Sub-Committee satisfied that the questions were open? It was noted that the framing of questions was derived from feedback received via the Parks Service, including feedback from Park Rangers regarding day to day use and comments received from customers.

The Committee was advised that recommendation 2.2 be amended to say:-

'subject to the Monitoring Officer responding to the questions raised during consideration of the item and to the Monitoring Officer being satisfied that the PSPO may lawfully be made, refer the recommendations to Full Council for approval.

The recommendations, as amended, were proposed by Councillor Helen Silman, seconded by Councillor Vicki Wells and unanimously supported.

Decision

That the Worthing Joint Strategic Sub-Committee

1. considered the findings of the Public Consultation and approved the proposed amendments to the PSPO as detailed in section 6.1 through to 6.6; and
2. subject to the Monitoring Officer responding to the questions raised during consideration of the item and to the Monitoring Officer being satisfied that the PSPO may lawfully be made, refer the recommendations to Full Council for approval'.

(Link to the report on the website e.g. [Worthing Joint Strategic Sub-Committee - 11 October 2022](#))



Report of the Leader on Decisions taken by Cabinet Members and the Joint Strategic Committee since the last meeting of Council

A Decisions Taken by Individual Cabinet Members

Listed below is a summary of decisions taken by the individual Cabinet Members since the dispatch of the agenda for the last Ordinary Council Meeting. Full details can be found on the Cabinet Members Decisions webpage

Leader

None

Deputy Leader

JAW/007/22-23 Adur & Worthing Community Transport Grants

Cabinet Member for Regeneration

JAW/003/22-23 Award of the Pier and Lido substructure term maintenance

Cabinet Member for Resources

JAW/001/22-23 Delivery of Condition Surveys: Technical Services & Estates

JAW/002/22-23 Business Rates: COVID-19 Additional Relief Fund (local discretionary relief)

JAW/006/22-23 Gas & Electricity Contract Awards

JAW/011/22-23 Discretionary criteria for the Council Tax Energy Rebate Scheme

Cabinet Member for Citizen Services

JAW/009/22-23 Contract for the Delivery of Energy Performance Certificates

Cabinet Member for the Environment

None

Cabinet Member for Community Wellbeing

JAW/004/22-23 Adur Community Grants

JAW/005/22-23 Recommissioning of Advice Provision

Cabinet Member for Culture & Leisure

None

Cabinet Member for Climate Emergency

None

B. Decisions taken by the Worthing Joint Strategic Sub-Committee on 6 September 2022

Full details can be found by clicking on this [link](#).

The matters not appearing elsewhere on the agenda:-

JSS-C(W)/011/22-23 Responding to the cost of living emergency in Worthing

There was an urgent matter for consideration at the meeting. A copy had previously been circulated to members of the Committee.

The Chair agreed to take the item in accordance with the appropriate Section of the Local Government Act 1972 and section 15.2 of the Council's Access to Information Rules by reason of special circumstances namely, to enable the Council to consider matters arising under the cost of living emergency which have arisen since the publication of the agenda.

Before the Committee was a report by the Director for Communities, presented by the Deputy Leader, copies of which had been circulated to all Members and a copy of which is attached to the signed copy of these minutes as Item 4.

In July Worthing Borough Council declared a cost of living emergency in recognition of the growing evidence of extreme pressures that rising costs and inflation were having on communities. Whilst all households are impacted by increases in energy, food and fuel prices, there is a disproportionate effect on significant parts of the Worthing population: lower income families, lone parents, couples without children, those with disabilities, single income households, and those on fixed incomes.

Assessment of Proactive data (Proactive interventions to support low income residents - July 2022), showed significant numbers of households that were in food, fuel, water and overall relative poverty and who were struggling now. Some of the community food groups were reporting unprecedented demand which was outstripping their ability to help. The cumulative impact of inflation was now affecting a growing number of households, including new households that had not had to access financial support to date. Whilst the picture was bleak, there was growing evidence that more severe, and wider, effects of cost of living increases would only grow over the winter months and into 2023.

The Council had been working to alleviate the pressures of firstly the pandemic and then the emerging cost of living issues, over the last few years. Supported through the Council's own budget and COMF funding, this work had included working with and supporting local community food groups, establishing the Proactive response for those that were struggling, providing health and wellbeing support, and housing and homelessness initiatives.

Given the unprecedented scale of these issues now and moving into the Autumn/Winter, the declaration of the cost of living emergency made a commitment to identify an additional £100,000 budget to enable the Council to work on this agenda and to request officers to develop and deliver a Worthing Cost of Living Roadmap. The Roadmap was designed as a framework for a range of partners to work together to support and enable as many people as possible to be able to cope with the cost of living pressures over the next two years. The new Cost of Living Partnership aimed to respond to both immediate and urgent need, whilst building a longer and more sustainable approach by:

- supporting households to be as financially resilient as possible
- supporting communities to help each other and those in most need
- helping to reduce cost impacts on people
- developing sustainable approaches to address income inequalities

There were four major areas of focus for the Roadmap:

- Coordinating an urgent response to the cost of living emergency through helping to meet short term need
- Developing a sustained and co-ordinated community response to ensure that residents who are vulnerable and most at risk of experiencing financial exclusion are able to achieve better financial wellbeing and resilience
- That Worthing Council considers its own organisational culture, policy and practice to ensure it addresses the cost of living crisis
- That partners in Worthing work collaboratively to better utilise our resources to meet community needs and promote financial wellbeing and resilience

Critical to tackling cost of living impacts would be the need to balance the provision of immediate support for households with longer term sustainable measures that supported better financial resilience, increased independence and community infrastructure.

The report outlined why a co-ordinated and sustainable approach to tackling cost of living impacts was needed, and how Worthing Council, through the Cost of Living Roadmap and supporting Action Plan would work with partners across the government, non government and private sector to collaboratively support residents. It described the purpose of the Cost of Living Roadmap and Action Plan and the partnership arrangements that had been set up to support delivery of the Plan over the next two years.

The recommendations in the report were proposed by Councillor Carl Walker, seconded by Councillor Emma Taylor and supported unanimously.

Decision

The Worthing Joint Strategic Sub-Committee

1. endorsed the Worthing Cost of Living Roadmap (set out as Appendix 1 to the report) setting out what Worthing Borough Council would do to support residents through the cost of living emergency;
2. noted the funding of the £100,000 commitment made at Council as set out in section 5 of the report.

JSS-C(W)/012/22-23 1st Quarter Revenue Monitoring Report 2022/23

Before the Committee was a report by the Director for Digital, Sustainability and Resources, presented by the Cabinet Member for Resources, copies of which had been circulated to all Members and a copy of which is attached to the signed copy of these minutes as Item 5.

The report updated the Joint Strategic Sub-Committees for Adur District and Worthing Borough Councils with the latest expenditure and income projections for each Council for the current financial year 2022/23, compared to the Revenue Budget approved by both Councils in February. Whilst the 'spend to date' was the position as at the 30th June 2022, the forecast outturn position reflected the latest information available to ensure an up-to-date forecast was presented. As at quarter 1, the current projection for the 2022/23 financial year General Fund outturn were net overspends after reserve transfers of £239k in Adur and £2.345m in Worthing. A breakdown was set out in section 4.4 of the report.

A Member questioned how realistic the estimates were and sought clarification regarding the savings identified. Officers advised that the view on finances was extremely fluid at present with the cost of fuel being one of the most significant pressures. The proposed pay award for staff was higher than had been expected but was yet to be agreed and the Council was yet to have certainty about its energy costs (this was expected the week after the meeting). Overall, there were significant risks but it was anticipated that the cost of fuel would come back and that the government was likely to step in regarding energy and homelessness. If it didn't address these issues, the impact would be significant. Officers also highlighted the reprofiling of the capital programme and staffing costs as possible areas for savings.

The recommendations in the report were proposed by Councillor John Turley, seconded by Councillor Helen Silman and unanimously supported.

Decision

The Worthing Joint Strategic Sub-Committee noted the report and projected outturn position for the Joint Committee and Worthing Borough Council against the approved revenue budgets and proposed use of reserves (Appendix 2b).

JSS-C(W)/013/22-23 1st Quarter Capital Investment Programme & Projects Monitoring 2022/23

Before the Committee was a report by the Director for Digital, Sustainability and Resources, presented by the Cabinet Member for Resources, copies of which had been circulated to all Members and a copy of which is attached to the signed copy of these minutes as Item 6.

The report updated the Worthing Joint Strategic Sub-Committee on the progress made on the delivery of the 2022/23 Capital Investment Programme for Worthing Borough Council. The programmes included schemes which supported the delivery of services by the Joint Services Committee.

A Member questioned why the refurbishment of public conveniences was being deferred. It was noted that not all the budget for this work had been reprofiled, there was still a budget of £135k for refurbishment works. The Member asked whether a list could be provided of the toilets to be refurbished this year. The Cabinet Member for the Environment agreed to provide a list when the information was available.

The recommendations were proposed by Councillor Vicki Wells, seconded by Councillor John Turley and unanimously supported.

Decision

The Worthing Joint Strategic Sub-Committee:-

i) noted the reprofiling of the Worthing Borough Council capital schemes as advised in paragraph 6.2.1 and appendix 2;

ii) noted the conditional grant received from Rampion Community Benefit Fund towards the cafe in Brooklands Park as detailed in paragraph 6.2.3;

iii) approved the addition of the Northbrook Recreation Ground Fitness Facility to the 2022/23 Capital Investment Programme funded from S106 receipts as detailed in paragraph 6.2.4.

iv) approved the addition of the £100,000 Changing Places Facilities Grant to the 2022/23 Capital Investment Programme as detailed in paragraph 6.2.5.

v) approved the addition of the Broadwater Pavilion roof recovering to the 2022/23 Capital Investment Programme as detailed in paragraph 6.2.6.

JSS-C(W)/014/22-23 Council Tax Support Scheme for Worthing Borough Council in respect of 2023/24 - public consultation questions

Before the Committee was a report by the Director for Digital, Sustainability and Resources, presented by the Cabinet Member for Resources, copies of which had been circulated to all Members and a copy of which is attached to the signed copy of these minutes as Item 7.

At the meeting of the Joint Strategic Committee held on 11 January 2022 it was determined that a public consultation should be undertaken by Worthing Borough Council with a view to removing the £5.00 weekly restriction from the scheme with effect from 1 April 2023. The report provided recommended quotations to be asked in the consultation.

The following amendment to recommendation 2.1(b) was proposed by Councillor Emma Taylor, seconded by Councillor Helen Silman and unanimously supported:-

‘That the Worthing Joint Strategic Sub-Committee be asked to agree to delegate authority to the Head of Revenues and Benefits, in consultation with the Cabinet Member for Citizen Services, the finalisation of the consultation questions detailed in appendix b’.

The recommendations in the report, as amended, were proposed by Councillor Vicki Wells, seconded by Councillor Rosey Whorlow and unanimously supported.

Decision

The Worthing Joint Strategic Sub-Committee:-

- a. noted the content of the report; and
- b. delegated authority to the Head of Revenues and Benefits, in consultation with the Cabinet Member for Citizen Services, to finalise the consultation questions detailed in appendix b.

JSS-C(W)/015/22-23 Transport for the South East Strategic Investment Plan - consultation response

Before the Committee was a report by the Director for the Economy, copies of which had been circulated to all Members and a copy of which is attached to the signed copy of these minutes as Item 8.

The report provided information in relation to the publication of the Transport for the South East (TfSE) Draft Strategic Investment Plan (SIP) and an opportunity for members of the Worthing Joint Strategic Sub-Committee to respond to the current consultation on the SIP.

The recommendations in the report were proposed by Councillor Rita Garner, seconded by Councillor Vicki Wells and unanimously supported.

Decision

That Members of the Worthing Joint Strategic Sub-Committee approved the Council's response to the consultation on the Draft Strategic Investment Plan (SIP) in the following terms:-

- welcomed the potential environmental, social and economic benefits that could be delivered from the SIP's emphasis on integrating transport, digital and energy networks, together with a high-quality, reliable, safe, and accessible transport network;
- recognition in the SIP that achieving the scale of investment needed to reduce carbon emissions in line with national policy would require fundamental changes to existing funding mechanisms for transport infrastructure;
- the SIP's emphasis on linking regional policy with local initiatives such as those set out in Worthing's Local Cycling and Walking Improvement Plan (LCWIP).

2.1.2 That members of the Sub-Committee supported:

- the SIP's emphasis on transforming east – west connectivity and enhancing east – west corridors to the same level as radial links to and from London;
- the package of place based 'Solent and the Sussex Coast' interventions that would benefit Worthing, including Sussex Coast Rail; Sussex Coast Bus Mass Transit; and Sussex Coast Active Travel packages;
- the specific inclusion in the SIP of a long term highways proposal to resolve the challenges presented by the A27 road in Worthing as part of an integrated approach to planning for transport in the region.

2.1.3 That members of the Sub-Committee:

- recognised that statutory status for Transport for the South East would help to drive delivery of the SIP and empower TfSE to explore funding solutions; procurement options and work with constituent local authorities to leverage funding of the scale needed to deliver major infrastructure projects;

- would welcome the inclusion of additional references in the SIP to Worthing as a strategically significant contributor to the business case for rail and mass transit interventions;
- recognised that whilst the SIP's inclusion of a long term solution to the A27 was welcome, the impact of congestion in Worthing remained a major problem that had an adverse impact on local quality of life and was of regional significance. The SIP's long term proposal should not therefore preclude other bodies such as National Highways, making short and medium term interventions to improve local quality of life that were consistent with the SIP's decarbonisation objectives.

JSS-C(W)/017/22-23 Purchase of Property for Strategic Property Investment Fund

Before the Committee was an exempt report by the Director for the Economy, copies of which had been circulated to all Members as Item 10.

The exempt report provided information in relation to a proposed property purchase to be funded from the Strategic Property Investment Fund.

The recommendations in the report were proposed by Councillor Martin McCabe, seconded by Councillor Rite Garner and unanimously supported.

Decision

The Worthing Joint Strategic Sub-Committee agreed the recommendations as set out in the report

C. Decisions taken by the Joint Strategic Committee on 11 October 2022

Items related to Adur District Council are not reproduced on this agenda.

Full details can be found by clicking on this [link](#).

The matters not appearing elsewhere on the agenda:-

JSC/025/22-23 Annual Treasury Management Report 2021-22 for Adur District Council and Worthing Borough Council

The purpose of the treasury management reports was to ensure that proper scrutiny was undertaken of the treasury and capital expenditure activities of the Councils and that the activities were conducted in a prudent manner in order to

safeguard the financial position of the Councils.

Councils were required by regulations issued under the Local Government Act 2003 to produce an annual treasury management review of activities; and a review of performance against the prudential and treasury indicators for the year.

The key message arising from this report, was that both Adur and Worthing Councils had complied with the approved policies and the indicators agreed prior to the start of the financial year.

The report asked Members to note the Treasury Management performance for Adur and Worthing Councils for 2021/22 as required by regulations issued under the Local Government Act 2003.

It was noted that this was Ms Coppelman's last meeting before retirement and the Committee wished to place on record its thanks for all of her work regarding Treasury Management.

Members welcomed and noted the contents of the report.

The recommendations, as amended, were proposed by Councillor John Turley, seconded by Councillor Angus Dunn and unanimously supported by the Committee.

Decision

The Joint Strategic Committee noted the annual treasury management report for 2021/22.

JSC/026/21-22 Modernising and Updating the Councils' Constitutions

Following an internal governance review by the Councils' Monitoring Officer, opportunities were identified for amending and modernising both Councils' Constitutions to ensure that they were legally compliant, complete, support effective and sound decision-making, and reflected the character, culture and priorities of the two authorities.

At its meeting on 31 May 2022, the Joint Governance Committee approved the creation of a Working Group to consult on the proposed changes to the Constitutions, and agreed to receive this report with a view to recommending final draft Constitutions for approval by the Councils at their meetings in October 2022.

At its meeting on 27 September 2022, the Joint Governance Committee received the report of the Working Group and the views of the Joint Overview and Scrutiny Committee, and unanimously recommended the revised Constitutions to:

- Joint Strategic Committee for comment at its meeting on 11 October 2022, and

- Both Full Councils for approval at their meetings on 8 October 2022 (Worthing) and 20 October 2022 (Adur).

Members considered the proposed amendments to the constitutions and discussed the chairing of scrutiny committees.

An amendment was proposed to the recommendation set out in para 2.2. of the report to read:-

‘That the Joint Strategic Committee notes the amendments to the Constitutions proposed by the Joint Governance Committee with the exception of the recommendation regarding the Chairing of the Joint Overview and Scrutiny Committee and the Overview and Scrutiny Committees, which, subject to further examples being provided to the Leaders of the Councils by the Monitoring Officer, will be referred to each full Council for consideration together with the proposed amendments to the constitutions’.

The recommendations, as amended, were proposed by Councillor Kevin Boram, seconded by Councillor Rita Garner and unanimously supported by the Committee.

Decision

The Joint Strategic Committee

1. acknowledged the work undertaken by the Working Group and the Joint Governance Committee; and
2. noted the amendments to the Constitutions proposed by the Joint Governance Committee, with the exception of the recommendation regarding the Chairing of the Joint Overview and Scrutiny Committee and the Overview and Scrutiny Committees, which, subject to further examples being provided to the Leaders of the Councils by the Monitoring Officer, would be referred to each full Council for consideration together with the proposed amendments to the constitutions.

D. Urgent Decisions taken by the Cabinet

Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000 (as amended).

None.

Local Government Act 1972
Background papers

(Reports and decisions are available on the Council's website or as indicated in each of the paragraphs above)

Councillor Dr Beccy Cooper
Leader of the Council

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