

# CABINET

## 10 APRIL 2014

### DECISIONS NOTICE

(PUBLISHED ON FRIDAY 11 APRIL 2014)

Set out below is a summary of the decisions taken on the substantive items at the meeting of the Cabinet held on Thursday 10 April 2014. These decisions will be implemented on the expiry of 5 clear working days, unless there is a call-in of any of the decisions (for details on how to do this, please contact Una Sullivan, Democratic & Electoral Services Officer, on 020 8424 1785 or by email [una.sullivan@harrow.gov.uk](mailto:una.sullivan@harrow.gov.uk) or Alison Atherton, Senior Professional – Democratic Services on 020 8424 1266 or by email [alison.atherton@harrow.gov.uk](mailto:alison.atherton@harrow.gov.uk)) in which case any such decision may not be implemented until the resolution of the call-in process. If no request for call-in is received by 5.00 pm on Tuesday 22 April 2014 then the decisions will be implemented.

If you have any queries about any matters referred to in this decision sheet please contact Daksha Ghelani, Senior Democratic Services Officer on 020 8424 1881 or by email [daksha.ghelani@harrow.gov.uk](mailto:daksha.ghelani@harrow.gov.uk).

#### 8(b) Review of Climate Change and Delivering Warmer Homes Strategies

**RESOLVED:** That the reference from the Overview and Scrutiny Committee be noted and the Corporate Director of Environment and Enterprise be requested to submit a report to the June 2014 Cabinet meeting responding to the comments and suggestions made therein.

**Reason for Decision:** To respond appropriately to the reference.

**Alternative Options Considered and Rejected:** None.

**Conflict of Interest relating to the matter declared by Cabinet Member / Dispensation Granted:** None.

*[Call-in does not apply].*

## 9 Elmgrove Primary School and Nursery

**RESOLVED:** That the statutory proposals to expand permanently Elmgrove Primary School and Nursery by one form of entry (30 pupils) from 1 September 2015 be approved.

**Reason for Decision:** To enable the Local Authority to fulfil its statutory duties to provide sufficient school places in its area.

**Alternative Options Considered and Rejected:** As set out in the report.

**Conflict of Interest relating to the matter declared by Cabinet Member / Dispensation Granted:** None.

## 10 School Expansion Programme

**RESOLVED:** That

- (1) the update report on the implementation of the School Expansion Programme be noted;
- (2) authority be delegated to the Corporate Director of Environment and Enterprise, following consultation with the Portfolio Holder for Property and Major Contracts, to determine the terms of any lease back of land required by the Council as part of the academy conversion process, to include Children's Centres, on the best possible terms available.

**Reason for Decision:** To enable the Council to fulfil its statutory duties to provide sufficient school places in its area and secure lease back of land required by the Council as part of the academy conversion process.

**Alternative Options Considered and Rejected:** As set out in the report.

**Conflict of Interest relating to the matter declared by Cabinet Member / Dispensation Granted:** None.

## 11 Whitchurch Playing Fields - Free School

**RESOLVED:** That

- (1) authority be delegated to the Corporate Director of Environment and Enterprise, following consultation with the relevant Portfolio Holders, to:
  - a) enter into an agreement for lease with a Free School, which is most likely to be Avanti Schools Trust, subject to the grant of planning consent for the creation of a Free School;
  - b) agree the terms of a 125 year lease at a peppercorn rent, subject to the construction of the school and ancillary works;

- c) negotiate and agree the terms of a Community Use Agreement to form part of the lease.

**Reason for Decision:** To enable the local authority to fulfil its statutory duties to provide sufficient school places in its area and enter into the necessary lease agreement for the land.

**Alternative Options Considered and Rejected:** As set out in the report.

**Conflict of Interest relating to the matter declared by Cabinet Member / Dispensation Granted:** None.

## 12 **Appointment of Contractors to the Framework to Deliver Adaptations to all Tenures**

**RESOLVED:** That

- (1) the appointment of the following contractors to the Framework Agreement be approved:
  - a. Amwell Construction Ltd
  - b. B & H Builders
  - c. C.E.Flynn Builders
  - d. Cameron Makenzie
  - e. David Martin Carpentry Contractors
  - f. Effectable Construction Services Limited
  - g. Expert Property Solutions
  - h. Euro Contracts (London) Ltd
  - i. F G Mileham Building Contractors Ltd
  - j. Field Brothers (Luton) Ltd
  - k. G & M Builders
  - l. H Carolan Construction
  - m. H D Property Services Limited
  - n. Jeffery & Wilkes Building Contractors Ltd
  - o. Mark Brown Builders
  - p. Mullin & Sons Ltd
  - q. R & R Builders
  - r. Terry and Stephens;
- (2) the commencement of the Framework from 1 May 2014 for a period of four years (3 years with the option to extend for a further one year subject to performance review and Council agreement) for the provision of Disabled Adaptations be agreed.

**Reason for Decision:** For several years the Council has been using an approved list of mostly small to medium sized local contractors to deliver this service. A formal tendering process was undertaken to formalise arrangements that would facilitate mini-competition amongst contractors who have already been through a competitive process.

In compliance with the Council's Standing Orders an open tendering procedure has been followed and based on the results a decision has been made to award the contracts to the most economically advantageous tenders.

**Alternative Options Considered and Rejected:** Using a large main contractor but it was decided that due to the vulnerability of the client base, smaller specialised contractors would be able to give a more personal service. It was also recognised that the procurement fitted in well with the "shop local" ideal. Past experience had shown that when Kier delivered the disabled adaptations for Council tenants, costs were more than double.

**Conflict of Interest relating to the matter declared by Cabinet Member / Dispensation Granted:** None.

### 13 Response to NHS Health Checks Scrutiny Review

**RESOLVED:** That

- (1) the Public Health response to the Scrutiny Review recommendations be noted;
- (2) the progress on recommendations at appendix 1 to the report be noted;
- (3) Cabinet supports the Scrutiny Review in its recommendations to Public Health England;
- (4) Cabinet agrees to receive updates from the Centre for Public Scrutiny on progress against the recommendations to Public Health England.

**Reason for Decision:** To enable Public Health to progress action against the recommendations arising from the Scrutiny Review, as set out in the Director of Public Health's response in appendix 1.

**Alternative Options Considered and Rejected:** As set out in the report.

**Conflict of Interest relating to the matter declared by Cabinet Member / Dispensation Granted:** None.

### 14 Affordable Housing Programme Update

**RESOLVED:** That the report and the ongoing commitment to progress the Affordable Homes Programme approved by Cabinet on 20 June 2013 be noted, including the continuation of the design feasibility and financial modelling work to take forward the infill and regeneration proposals.

**Reason for Decision:** To provide a progress update on the delivery of key housing objectives.

**Alternative Options Considered and Rejected:** As set out in the report.

**Conflict of Interest relating to the matter declared by Cabinet Member / Dispensation Granted:** None.

*[Call-in does not apply].*

## **15 Business Rates - Retail Relief**

**RESOLVED:** That

- (1) Business Rates Retail Relief be awarded for the financial years 2014/15 and 2015/16 only, under the powers of section 47 of the Local Government Finance Act 1988, as amended by the Localism Act 2011;
- (2) the Business Rates Retail Relief Policy be adopted for the financial years 2014/15 and 2015/16 only.

**Reason for Decision:** To allow the Council to support its local retail businesses to adapt to the changing environment through the award of this relief over the years 2014/15 and 2015/16. Actual costs to the Local Authority of any relief that falls within the criteria stated within the Business Rates Retail Relief Guidance (as issued by central government in January 2014) would be reimbursed through the business rates retention scheme.

**Alternative Options Considered and Rejected:** As set out in the report.

**Conflict of Interest relating to the matter declared by Cabinet Member / Dispensation Granted:** None.

## **16 Election Print Procurement**

**RESOLVED:** That authority be delegated to the Director of Legal and Governance Services, following consultation with the Portfolio Holder for Communications, Performance and Resources, to enter into a 5 year framework agreement jointly with the London Boroughs of Barnet and Hounslow for the provision of all Electoral Services' printing and posting with the successful bidder following the tender process currently in progress.

**Reason for Decision:** To enter into a framework agreement jointly with the London Boroughs of Barnet and Hounslow to:

- allow the Council to have a clear and robust arrangement for requesting, obtaining and awarding print and postage contracts for appropriate electoral services activities;
- allow the Council to have a solution which efficiently supported and facilitated compliant electoral processes and the management and delivery of future elections and other electoral activities within the borough;
- provide the Council the 'best in class' levels of value-for-money, quality assurance, resilience and supplier service for its electoral print and postage requirements.

**Alternative Options Considered and Rejected:** As set out in the report.

**Conflict of Interest relating to the matter declared by Cabinet Member / Dispensation Granted:** None.

**17(a) Appointment of a contractor to deliver works arising from a successful bid to Department of Energy and Climate Change under the Green Deal Communities Fund**

**RESOLVED:** That

- (1) authority be delegated to the Corporate Director of Community, Health and Wellbeing, following consultation with the Portfolio Holder for Adults and Housing, to award a contract to deliver energy efficiency works utilising grant funding awarded to Harrow by the Green Deal Communities Fund;
- (1) authority be delegated to the Corporate Director of Community, Health and Wellbeing, following consultation with the Portfolio Holder for Adults and Housing, to authorise expenditure from the Housing Revenue Account (HRA) to include energy efficiency works to a number of Council owned houses in the contract up to a maximum value of £800,000.

**Reason for Decision:** In January 2014 the responsibility for the delivery of the Climate Change strategy transferred from Environment and Enterprise to Housing. On 28 March 2014 the Council was awarded £1,457,100 grant funding from the Green Deal Communities Fund to deliver principally solid wall insulation in private homes. To utilise the grant funding by March 2015 and to allow the work to be completed during good weather. To award the contract as soon as possible to allow the Council to maximise the opportunity provided by the Summer months to carry out the works and deliver warmer homes to as many Harrow residents as possible.

**Alternative Options Considered and Rejected:** As set out in the report.

**Conflict of Interest relating to the matter declared by Cabinet Member / Dispensation Granted:** None.

(Note: The meeting, having commenced at 6.32 pm, closed at 8.35 pm).