



# Cabinet

## Minutes

Monday 21 March 2011

### PRESENT

Councillor Stephen Greenhalgh, Leader  
Councillor Nicholas Botterill, Deputy Leader (+Environment and Asset Management)  
Councillor Mark Loveday, Cabinet Member for Strategy  
Councillor Helen Binmore, Cabinet Member for Children's Services  
Councillor Joe Carlebach, Cabinet Member for Community Care  
Councillor Harry Phibbs, Cabinet Member for Community Engagement  
Councillor Lucy Ivimy, Cabinet Member for Housing  
Councillor Greg Smith, Cabinet Member for Residents Services

1. **MINUTES OF THE CABINET MEETINGS HELD ON 7 AND 16 FEBRUARY 2011**

**RESOLVED:**

That the minutes of the meetings of the Cabinet held on 7 and 16 February 2011 be confirmed and signed as an accurate record of the proceedings, and that the outstanding actions be noted.

2. **APOLOGIES FOR ABSENCE**

**RESOLVED:**

There were no apologies for absence.

3. **DECLARATION OF INTERESTS**

There were no declarations of interest.

4. **THE GENERAL FUND CAPITAL PROGRAMME, HOUSING REVENUE CAPITAL PROGRAMME AND REVENUE BUDGET 2010/11 – MONTH 9 AMENDMENTS**

**RESOLVED:**

- 1 That the changes to the capital programme as set out in Appendix 1 be approved.

- 2 That a revenue virement totalling £133,000 as set out in Appendix 2 be approved.

**Reason for decision:**

As set out in the report.

**Alternative options considered and rejected:**

As outlined in the report.

**Record of any conflict of interest:**

None.

**Note of dispensation in respect of any declared conflict of interest:**

None.

**5. AMENDMENTS TO THE H&F BRIDGE PARTNERSHIP CONTRACT**

**RESOLVED:**

That the HFBP contract be amended by a Deed of Variation from 1 April 2011 to permit the transfer, under the Transfer of Undertakings (Protection of Employment) Regulations (TUPE), of Business Transformation and Programme Management Office project management services.

**Reason for decision:**

As set out in the report.

**Alternative options considered and rejected:**

As outlined in the report.

**Record of any conflict of interest:**

None.

**Note of dispensation in respect of any declared conflict of interest:**

None.

**6. SUBSCRIPTIONS/AFFILIATIONS FOR EXTERNAL ORGANISATIONS 2011/2012**

**RESOLVED:**

That the annual subscriptions, at a total cost of £227,363, as set out in Appendix A of the report be approved.

**Reason for decision:**

As set out in the report.

**Alternative options considered and rejected:**

As outlined in the report.

**Record of any conflict of interest:**

None.

**Note of dispensation in respect of any declared conflict of interest:**

None.

**7. TFL FUNDED ANNUAL INTEGRATED TRANSPORT INVESTMENT PROGRAMME 2011/12**

**RESOLVED:**

1. That feasibility design and consultation be carried out on projects C1 to C5 and N1 to N5 at a total cost of £170,000 (approximately 10% of the project total) as set out in paragraph 3 of the report be approved.
2. That authority be delegated to the Deputy Leader and Cabinet Member for Environment and Asset Management, in conjunction with the Director of Environment, to approve implementation of the ten individual schemes (C1 to C5 and N1 to N5) subject to local support.
3. That approval be given to spend £130,000 to complete the 2010/11 projects and to spend £76,000 to initiate the 2012/13 projects as detailed in paragraph 4 of the report.
4. That approval be given to spend £321,000 on the smarter travel programme as detailed in paragraph 5 of the report.

**Reason for decision:**

As set out in the report.

**Alternative options considered and rejected:**

As outlined in the report.

**Record of any conflict of interest:**

None.

**Note of dispensation in respect of any declared conflict of interest:**

None.

**8. HIGHWAY MAINTENANCE - APPROVAL OF THE 2011/12 PROGRAMME**

**RESOLVED:**

1. That the 2011/12 planned highway maintenance (carriageway and footway) schemes, as set out in Appendix A, be approved.
- 2 That authority be delegated to the Director of Environment and Director of Finance and Corporate Services to amend the programme in order to make

the optimum use of resources, allowing virements to contain expenditure within the approved resources and not subject to the normal virement rules.

- 3 To report update programme amendments (additions and removals) to the Cabinet Member for Environment and Asset Management be agreed.

**Reason for decision:**

As set out in the report.

**Alternative options considered and rejected:**

As outlined in the report.

**Record of any conflict of interest:**

None.

**Note of dispensation in respect of any declared conflict of interest:**

None.

**9. SCHOOL ORGANISATION STRATEGY 2011/12**

The Leader welcomed Mr Dennis Charman and his colleagues to the meeting. Mr Charman presented his deputation expressing concern regarding how the Council had used the data available to substantiate the recommendations within the report. He was of the view that the strategy should not be based too much on choice data. It should also consider parental preference and what they received from the schools. He noted that parents' satisfaction levels from their 3<sup>rd</sup> and 4<sup>th</sup> preference schools were at a very high level. Parents were very happy with the high level of service delivered by these schools. He implored the Council to work with the schools to build up their profile and use the data more carefully as the schools' achievements might not be reflected in their reputation.

In response, Councillor Binmore noted that the Council believes in giving parents the right to choose the school they prefer their children to attend. The strategy took into account a wide range of factors including 4 to 5 years of preference data, schools' ability to expand from 1 to 1½ form entry, site suitability, OFSTED reports and attainment. The Leader thanked Mr Charman for his comments. He noted that the Council was keen to see all schools succeed and parents to have an option to choose local schools. The Council's expectation was for more local children to be educated in local schools.

**RESOLVED:**

1. That the School Organisation Strategy, as outlined in the report be approved;
2. That the decision to dispose of the Askham Centre, taken at Cabinet on 7 February 2011, to allow its use as the site for Queensmill Special School's relocation be revoked.
3. That authority be delegated to the Cabinet Member for Children's Services, in consultation with the Leader of the Council, the Director of Children's

Services and the Director of Finance and Corporate Services, to take the necessary decisions to progress the strategy, including:

- (a) The decision on the temporary decant or permanent relocation of the Haven Respite Centre from its current location to Dalling Road Children's Home;
- (b) Appointing the preferred design team for the schemes contained within this report, following the bid evaluation process;
- (c) Appointing the preferred contractor for the schemes contained within this report, following the tender evaluation process;
- (d) Agreeing 'bulge' classes where necessary;
- (e) Procuring contracts on behalf of Free Schools, where necessary and at the request of the Department for Education and Partnership for Schools, to deliver cost efficiencies;
- (f) Altering the priority order of schemes if circumstances change.

**Reason for decision:**

As set out in the report.

**Alternative options considered and rejected:**

As outlined in the report.

**Record of any conflict of interest:**

None.

**Note of dispensation in respect of any declared conflict of interest:**

None.

**10. CONNEXIONS SERVICE ARRANGEMENTS**

**RESOLVED:**

1. That authority be delegated to the Cabinet Member for Children's Services in conjunction with the Director of Children's Services to finalise the terms of the contract for the Connexions Service.
2. That the Council's Contracts Standing Orders be waived in accordance with section 1 of this report.

**Reason for decision:**

As set out in the report.

**Alternative options considered and rejected:**

As outlined in the report.

**Record of any conflict of interest:**

None.

**Note of dispensation in respect of any declared conflict of interest:**

None.

**11. PROPOSED CLOSURE OF TAMWORTH SUPPORTED HOSTEL (11 FARM LANE)**

Cabinet was informed that the Union's deputation request had been withdrawn.

**RESOLVED:**

1. That the closure of the Tamworth hostel (after all current residents are moved onto alternative accommodation) and cease use of 11 Farm Lane as a supported housing provision be approved.
2. That the site be declared surplus to the Council's requirements and to dispose of it in accordance with S123 Local Government Act 1972 on terms considered appropriate by the Director of Environment, Assistant Director (Building and Property Management) and the Assistant Director (Legal and Democratic Services) be approved.

**Reason for decision:**

As set out in the report.

**Alternative options considered and rejected:**

As outlined in the report.

**Record of any conflict of interest:**

None.

**Note of dispensation in respect of any declared conflict of interest:**

None.

**12. NEW INSTALLATION OF CCTV ON: BAYONNE ESTATE & LAMPETER SQUARE; WHITE CITY ESTATE & BATMAN CLOSE AND BECKLOW GARDENS**

**RESOLVED:**

That the placing of an order under a New Contract, in the form of a JCT Standard Building Contract, to carry out new CCTV installations on Bayonne Estate & Lampeter Square W6; White City Estate & Batman Close, W12 and Becklow Gardens W12, be approved.

**Reason for decision:**

As set out in the report.

**Alternative options considered and rejected:**

As outlined in the report.

**Record of any conflict of interest:**

None.

**Note of dispensation in respect of any declared conflict of interest:**

None.

**13. WESTFIELD SECTION 106 AGREEMENTS - RSD SEEKING CONFIRMATION OF APPROVAL OF EXPENDITURE**

**RESOLVED:**

That the allocation of Westfield Section 106 agreements, totalling £2.095 million, to Residents Service Department (RSD) initiatives, including CCTV, crime reduction initiatives, parks and libraries, as set out in the Appendix to the report, be approved.

**Reason for decision:**

As set out in the report.

**Alternative options considered and rejected:**

As outlined in the report.

**Record of any conflict of interest:**

None.

**Note of dispensation in respect of any declared conflict of interest:**

None.

**14. DELIVERY OF THE COUNCIL'S TRADE WASTE SERVICE FOR 2011/12**

**RESOLVED:**

That the Council continue to deliver a Trade Waste Sales operation in 2011/12 with a further review in twelve months time, be approved.

**Reason for decision:**

As set out in the report.

**Alternative options considered and rejected:**

As outlined in the report.

**Record of any conflict of interest:**

None.

**Note of dispensation in respect of any declared conflict of interest:**

None.

**15. FORWARD PLAN OF KEY DECISIONS**

**RESOLVED:**

The Forward Plan was noted.

**16. SUMMARY OF OPEN DECISIONS TAKEN BY THE LEADER AND CABINET MEMBERS, AND REPORTED TO CABINET FOR INFORMATION**

**RESOLVED:**

The summary was noted.

**17. SUMMARY OF URGENT DECISIONS TAKEN BY THE LEADER, REPORTED TO THE CABINET FOR INFORMATION**

**RESOLVED:**

The summary was noted.

**18. EXCLUSION OF PRESS AND PUBLIC**

**RESOLVED:**

That under Section 100A (4) of the Local Government Act 1972, the public and press be excluded from the meeting during consideration of the remaining items of business on the grounds that they contain information relating to the financial or business affairs of a person (including the authority)] as defined in paragraph 3 of Schedule 12A of the Act, and that the public interest in maintaining the exemption currently outweighs the public interest in disclosing the information.

[The following is a public summary of the exempt information under S.100C (2) of the Local Government Act 1972. Exempt minutes exist as a separate document.]

**19. EXEMPT MINUTES OF THE CABINET MEETING HELD ON 10 JANUARY 2011**

**RESOLVED:**

That the exempt minutes of the meeting of the Cabinet held on 10 January 2011 be confirmed and signed as an accurate record of the proceedings, and that the outstanding actions be noted.



20. **NEW INSTALLATION OF CCTV ON: BAYONNE ESTATE & LAMPETER SQUARE; WHITE CITY ESTATE & BATMAN CLOSE AND BECKLOW GARDENS : EXEMPT ASPECTS (E)**

**RESOLVED:**

That the recommendations in the exempt report be approved.

**Reason for decision:**

As set out in the report.

**Alternative options considered and rejected:**

As outlined in the report.

**Record of any conflict of interest:**

None.

**Note of dispensation in respect of any declared conflict of interest:**

None.

21. **AMENDMENTS TO THE H&F BRIDGE PARTNERSHIP CONTRACT : EXEMPT ASPECTS (E)**

**RESOLVED:**

That the report be noted.

**Reason for decision:**

As set out in the report.

**Alternative options considered and rejected:**

As outlined in the report.

**Record of any conflict of interest:**

None.

**Note of dispensation in respect of any declared conflict of interest:**

None.

22. **DELIVERY OF THE COUNCIL'S TRADE WASTE SERVICE FOR 2011/12 : EXEMPT ASPECTS (E)**

**RESOLVED:**

That the report be noted.

**Reason for decision:**

As set out in the report.

**Alternative options considered and rejected:**

As outlined in the report.

**Record of any conflict of interest:**

None.

**Note of dispensation in respect of any declared conflict of interest:**

None.

**23. CONNEXIONS SERVICE ARRANGEMENTS : EXEMPT ASPECTS (E)**

**RESOLVED:**

That the recommendations in the exempt report be approved.

**Reason for decision:**

As set out in the report.

**Alternative options considered and rejected:**

As outlined in the report.

**Record of any conflict of interest:**

None.

**Note of dispensation in respect of any declared conflict of interest:**

None.

**24. SUMMARY OF EXEMPT DECISION TAKEN BY THE LEADER AND REPORTED TO CABINET FOR INFORMATION (E) - DEFERRED FROM LAST ORDINARY MEETING**

**RESOLVED:**

The summary was noted.

**25. SUMMARY OF EXEMPT DECISIONS TAKEN BY THE LEADER AND CABINET MEMBERS, AND REPORTED TO CABINET FOR INFORMATION (E)**

**RESOLVED:**

The summary was noted.

26. **SUMMARY OF EXEMPT URGENT DECISIONS TAKEN BY THE LEADER AND REPORTED TO THE CABINET FOR INFORMATION (E) - DEFERRED FROM LAST ORDINARY MEETING**

**RESOLVED:**

The summary was noted.

Meeting started: 7.00 pm

Meeting ended: 7.13 pm

Chairman .....