

# Cabinet

## Minutes

Monday 11 August 2014

### **PRESENT**

Councillor Andrew Jones, Cabinet Member for Economic Development and Regeneration  
Councillor Max Schmid, Cabinet Member for Finance  
Councillor Vivienne Lukey, Cabinet Member for Health and Adult Social Care  
Councillor Lisa Homan, Cabinet Member for Housing

### **1. ELECTION OF CHAIR**

In the absence of the Leader and Deputy Leader, Councillor Max Schmid was nominated and elected as the Chair for the meeting only.

### **RESOLVED:**

That Councillor Max Schmid be elected as Chair for the meeting.

### **2. MINUTES OF THE CABINET MEETING HELD ON 14 JULY 2014**

That the minutes of the meeting of the Cabinet held on 14<sup>th</sup> July 2014 be confirmed and signed as an accurate record of the proceedings, and that the outstanding actions be noted.

### **3. APOLOGIES FOR ABSENCE**

Apologies for Absence were received from Councillors Stephen Cowan, Michael Cartwright, Wesley Harcourt, Sue Fennimore and Sue Macmillan.

### **4. DECLARATION OF INTERESTS**

There were no declarations of interest.

### **5. COMMUNITY INFRASTRUCTURE LEVY (CIL) DRAFT CHARGING SCHEDULE (DCS) CONSULTATION**

Cabinet was informed that the proposed CIL DCS public consultation represents the 2<sup>nd</sup> stage of public consultation in the process that will lead to the introduction of CIL charges in the borough from 2015 according to the council's timetable. Developers can provide contributions to help fund infrastructure needed to support development in the borough. These

contributions can be by way of a Community Infrastructure Levy (CIL) and in the form of S106 Agreements. CIL will be charged at fixed rates of £/m<sup>2</sup> on most new development that creates net additional floorspace, subject to a number of exemptions and reliefs.

**RESOLVED:**

- 1.1. That approval be given for publication of the Community Infrastructure Levy (CIL) Draft Charging Schedule (DCS) and associated evidence base documents for public consultation in accordance with Regulation 16 of the CIL Regulations 2010 (as amended).
- 1.2. That the strategy for securing the provision of, or financial contributions to, the cost of infrastructure to support development in White City East and Earls Court & West Kensington Opportunity Area should continue to be S106 agreements (S106s) rather than CIL (£0/m<sup>2</sup> CIL rates are proposed for these two areas in the CIL DCS).
- 1.3. That approval be given for public consultation on other related issues including the Equalities Impact Assessment (EqIA) and Neighbourhood CIL.
- 1.4. That the Bi-Borough Executive Director for Transport & Technical Services, in consultation with the Cabinet Member for Transport, Environment & Resident Services, be authorised to approve any technical and other minor amendments to the proposed public consultation documents.

**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. STREET LIGHTING PROGRAMME 2014/15**

**RESOLVED:**

The Director of Transport and Technical Services informed the meeting that the revenue budget expenditure would be lower than outlined in the report. A virement would be requested to reflect the lower level of spend.

- 1.1. That approval be given to use the budgets set out in Section 4.5 of the report to maintain and improve the Council's lighting assets, using the existing public lighting term contractor.

- 1.2. That approval be given for capital replacement of columns that have reached the end of their serviceable life based on structural condition testing (an indicative programme for the replacement of older columns is attached in Appendices 1 and 2).
- 1.3. That authority to make amendments to the capital replacement programme as set out in Appendices 1 and 2 of the report for operational and cost effectiveness reasons, in order to make the optimum use of resources, be delegated to the Cabinet Member for Environment, Transport and Residents Services in conjunction with the Bi-borough Director of Transport and Highways.

**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. HOUSING ASBESTOS SURVEYS**

**RESOLVED:**

- 1.1. That a 5 year contract be awarded to ACEPSI for the provision of asbestos surveys, sampling and air monitoring for Housing Properties (with the potential addition of schools and corporate buildings).
- 1.2. That the tendered costs (identified in the exempt report) are in line with budgeted allowances for the financial year 2014/2015, 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.

**8. PARKING ENFORCEMENT ON HRA LAND**

Cabinet was informed that the Council was unable to effectively enforce parking restrictions on HRA land due to a change in law. The report proposed the introduction of interim measures until a more permanent solution was introduced. It was noted that it could take up to 18 months for traffic management orders to be effectively put in place. Councillor Homan noted that this was a massive issue on housing estates for tenants and residents who were keen for an interim solution to be introduced to address the challenges they face.

**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.

**9. FORWARD PLAN OF KEY DECISIONS**

The Key Decision List was noted.

**10. 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.]

**11. HOUSING ASBESTOS SURVEYS : 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.

**12. PARKING ENFORCEMENT ON HRA LAND : EXEMPT ASPECTS (E)**

**RESOLVED:**

That the tender submitted by Parking Enforcement Agency Ltd. (PEA) for the provision of an interim parking contract, on terms set out in paragraph 3.6 of the report, 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.

Meeting started: 7.00 pm

Meeting ended: 7.11 pm

Chairman .....