

Cabinet

Minutes



Monday 29 April 2019

PRESENT

Councillor Stephen Cowan, Leader of the Council
Councillor Ben Coleman, Cabinet Member for Health and Adult Social Care
Councillor Adam Connell, Cabinet Member for Public Services Reform
Councillor Larry Culhane, Cabinet Member for Children and Education
Councillor Wesley Harcourt, Cabinet Member for the Environment
Councillor Andrew Jones, Cabinet Member for the Economy and the Arts
Councillor Lisa Homan, Cabinet Member for Housing
Councillor Sue Macmillan, Cabinet Member for Strategy
Councillor Max Schmid, Cabinet Member for Finance and Commercial Services

ALSO PRESENT

Councillor Adronie Alford

168. MINUTES OF THE CABINET MEETING HELD ON 1 APRIL 2019

RESOLVED:

That the minutes of the meeting of the Cabinet held on 1 April 2019 be confirmed and signed as an accurate record of the proceedings, and that the outstanding actions be noted.

169. APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillor Sue Fennimore.
Apologies for lateness were received from Councillor Ben Coleman.

170. DECLARATION OF INTERESTS

RESOLVED:

There were no declarations of interest.

171. ADOPTION OF A FREE-FLOATING CAR SHARING SERVICE AND APPROVAL TO TENDER AND PROCURE PROVIDER(S) IN LBHF

Councillor Wesley Harcourt stated that many boroughs across London had already adopted the free-floating car sharing service successfully. This service would directly contribute to the administrations objective to be the greenest borough by encouraging sustainable transport and help reduce air pollution.

RESOLVED:

1. To agree to adopt the free-floating car sharing service (FFCS) model in LBHF;
2. To approve the procurement strategy as described in Section 5, Option 1;
3. Following a procurement process undertaken in accordance with the approved strategy, delegate approval to award a contract(s) for a FFCS provider(s) to the Director of Transport & Highways, in consultation with the Cabinet Member for Environment.; and
4. To introduce a FFCS concessionary permit fee of £800 for fully electric vehicles and £1,400 for internal combustion engine vehicles, to be reviewed annually.

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.

172. GEOGRAPHICAL INFORMATION SYSTEMS - SYSTEM RE-PROCUREMENT

RESOLVED:

1. That Cabinet approves the direct award through the CCS Data and Application Solutions Framework (RM3821) of an Enterprise Licence Agreement for GIS software. Details of the costs can be found in the exempt Appendix A. H&F's share of the licence cost will be funded from IT Services' operational budget.

2. That Cabinet delegates to the Chief Information Officer the authority to agree and enter into an Inter-Authority Agreement with RBKC and WCC to recompense H&F for these GIS services.
3. That Cabinet approves the on-going annual cost of hosting services provided by RBKC for the GIS software. Details of the costs can be found in the exempt Appendix A. Costs will be funded from the IT Services' operational budget.

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.

173. MULTIDISCIPLINARY FAMILY ASSESSMENT SERVICE - CONTRACT VARIATION

RESOLVED:

To approve a variation of the Family Assessment Service (FAS) contract dated 1st January 2016 to increase LBHF's annual contribution from £274,996 to £357,495 for the period from 1st January 2019 until 31st December 2020.

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.

174. EDCITY DEVELOPMENT

Councillor Andrew Jones stressed that this was an excellent scheme that would deliver on several key Council strategies and priorities.

Councillor Larry Culhane thanked the officers for putting a scheme together that would bring numerous educational benefits to the borough.

RESOLVED:

That Cabinet approves

1. That the Council enters into the Master Development Agreement, a Deed of Cooperation and any other legal agreements with ARK and any subsidiary company, which are required to facilitate the delivery of Education City.
2. To delegate authority to the Strategic Director for Growth and Place, in consultation with the Cabinet Member for the Economy and the Arts and the Assistant Director of Legal and Democratic Services, to finalise and complete negotiations with ARK and any subsidiary company in order to give effect to the decision in 2.1 above.
3. That the Council enters into legal agreements with ARK and/or any other company for the future management of the Estate including but not limited to granting a lease to a management company for the central boulevard and service tunnels.
4. To delegate authority to the Strategic Director for Growth and Place, in consultation with the Cabinet Member for the Economy and the Arts and the Assistant Director of Legal and Democratic Services to finalise and complete negotiations with ARK and/or any company in order to give effect to the decision in 2.3 above.
5. To delegate authority to the Strategic Director for Growth and Place in consultation with the Assistant Director of Legal and Democratic Services to grant a leasehold interest to the Council's housing company in the part of the Site containing the private rented units.
6. To delegate authority to the Strategic Director, Finance and Governance in consultation with the Cabinet Member for Finance and Commercial Services to enter into a funding agreement with the Council's housing company for the private rented housing at Education City subject to receipt of satisfactory state aid advice and Full Council approval of the equity investment/ loan and associated budget.
7. Resolves that the area of land at Australia Road referred to in this report and shown edged red on the plan at Appendix 4 is no longer required for the purpose for which it is currently held.
8. To approve in principle the appropriation of the area of land as shown edged red at Appendix 4, for the planning purposes of facilitating redevelopment for residential and other uses pursuant to section 122 of the Local Government Act 1972 which will enable the Council in order to override easements covenants and other third party rights in respect of the land pursuant to section 203 of the Housing and Planning Act 2016 and note that final approval will be subject to a further report demonstrating that the requirements set out in the legal implications section having been satisfied.

That Cabinet recommends to Full Council

9. That the Council approve long term loan/equity funding and budget of up to £28.58 million for the private rented housing in accordance with state aid compliant market terms, subject to receipt of satisfactory legal and financial advice.
10. To approve a capital budget of £59,026,000 for the construction of 132 residential units and associated professional fees and development management costs. The total budget is split £30.45m Housing Revenue Account (HRA) and £28.58m General Fund (GF), funded by capital receipts, developer contributions or borrowing with final confirmation of funding delegated to the Strategic Director, Finance and Governance, in consultation with the Cabinet Member for Finance and Commercial Services.
11. To approve the commitment of £8,938,000 of retained right to buy receipts to support the development of affordable housing within this project.
12. To approve a capital budget of up to £3,694,000 to fund the construction of, or provide a capital grant for, the Youth Facility, funded by capital receipts, developer contributions or borrowing with final confirmation of funding delegated to the Strategic Director, Finance and Governance, in consultation with the Cabinet Member for Finance and Commercial Services.
13. To approve a capital budget of up to £2,111,000 to fund the construction of the Adult Education and Nursery Facilities, funded by capital receipts, developer contributions or borrowing with final confirmation of funding delegated final to the Strategic Director, Finance and Governance, in consultation with the Cabinet Member for Finance and Commercial 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.

175. HARTOPP AND LANNOY POINTS

Councillor Lisa Homan stated that structural surveys had identified significant health and safety concerns at Hartopp and Lannoy Points, which required a substantial investment to address structural defects. The Council had consulted with residents on its preferred option of demolition and the result had been

overwhelmingly supportive of the Council's preferred option to demolish. The Council would support residents with the decant.

Jo Rowlands, the Strategic director for the economy department, gave an overview of the benefits of the scheme, including the creation of more affordable housing

The Leader, Council Stephen Cowan, added that this scheme would support the Council's priority of delivering new genuinely affordable homes.

Councillor Adronie Alford stated that the opposition was in support of this decision. This was the only answer to deal with a very difficult situation and make better use of the site. It would be an excellent opportunity to enhance the architectural quality of the neighbourhood.

RESOLVED:

1. To consider the responses to the consultation as set out in exempt Appendix 4 and officers' comments in section 6 of this report.
2. To approve the demolition of Hartopp and Lannoy Points and authorises The Strategic Director for the Economy to serve a demolition notice on the secure tenants of Hartopp and Lannoy Points.
3. To approve a total capital budget allocation of £8,717,000 funded by internal or external borrowing as represented by an increase in the HRA capital financing requirement.
4. To approve the offer to secure tenants and leaseholders of Hartopp and Lannoy Points based on the offer package as set out in section 7 of the report.
5. To delegate authority to the Strategic Director for the Economy, in consultation with the Strategic Director for Finance and Governance, to acquire the leasehold properties required to secure vacant possession of the buildings. An additional £4,717,000 will be allocated for the purchase of leasehold properties.
6. To approve portable equity share loan options to resident leaseholders to enable them to remain in home ownership within the area and delegates authority to the Strategic Director for the Economy to finalise such arrangements.
7. To approve the Business Case and Procurement Strategy set out in Appendix 3 for the proposed approach to procure a demolition contractor to demolish Hartopp and Lannoy Points and to delegate authority to the

Strategic Director for the Economy the contract award decision, to be taken following consultation with the Cabinet Member for Housing.

8. To approve a waiver of the usual tendering requirements of Contract Standing Order (CSO) 10 in relation to the appointment of technical advisers in relation to the Compulsory Purchase Order process, based on the information in section 8 of the report, on the grounds that this is in the overall interests of the Council.
9. To approve the appointment, by way of direct award to Avison Young up to the value of £100,000 to provide project management, valuation services and technical advice in relation to the acquisition of leasehold properties and the Compulsory Purchase Order process where voluntary acquisition is unsuccessful.

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.

176. FORWARD PLAN OF KEY DECISIONS

The Key Decision List was noted.

177. ANY OTHER BUSINESS

None.

Meeting started: 7.00 pm
Meeting ended: 7.10 pm

Chair