

Cabinet

Minutes

Monday 4 March 2013

PRESENT

Councillor Nicholas Botterill, Leader (+ Regeneration, Asset Management and IT)
Councillor Greg Smith, Deputy Leader (+ Residents Services)
Councillor Helen Binmore, Cabinet Member for Children's Services
Councillor Mark Loveday, Cabinet Member for Communications (+ Chief Whip)
Councillor Marcus Ginn, Cabinet Member for Community Care
Councillor Andrew Johnson, Cabinet Member for Housing
Councillor Victoria Brocklebank-Fowler, Cabinet Member for Transport and Technical Services

161. MINUTES OF THE CABINET MEETING HELD ON 11 FEBRUARY 2013

RESOLVED:

That the minutes of the meeting of the Cabinet held on 11th February 2013 be confirmed and signed as an accurate record of the proceedings, and that the outstanding actions be noted.

162. APOLOGIES FOR ABSENCE

There were no apologies for absence.

163. DECLARATION OF INTERESTS

There were no declarations of interest.

164. THE GENERAL FUND, HOUSING REVENUE ACCOUNT AND DECENT NEIGHBOURHOODS CAPITAL PROGRAMMES - BUDGET VARIATIONS AT QUARTER 3 2012/13

RESOLVED:

That approval be given to the budget variations as at quarter 3 for 2012/13 as set out in 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.

165. WEB PRINTING SERVICES : RENEWING A FRAMEWORK AGREEMENT - CONTRACT AWARD

RESOLVED:

1. That the award of a Framework Agreement for Print Services to the contractors set out in paragraph 4.1 of the report for a period of four years, to commence on 1 April 2013, be approved.
2. That, following formal award of the Framework, officers hold mobilisation meetings with successful contractors to ensure smooth implementation., 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.

166. SUBSCRIPTIONS/AFFILIATIONS FOR EXTERNAL ORGANISATIONS 2013/14

RESOLVED:

1. That the notice of potential withdrawal from London Councils and the Local Government Association be rescinded.
2. That the subscription to the Local Government Association for 2013/14 of £26,577 be approved.
3. That the subscription of £172,427 for 2013/14 to London Councils 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.

167. TRI-BOROUGH ICT STRATEGY IMPLEMENTATION PROGRAMME - FROM TECHNOLOGY-BASED PROVISION TO DEPLOYMENT "AS A SERVICE"

RESOLVED:

1. That Tri-borough funding of £154,000 for a Tri-borough ICT Programme Manager to deliver the programme during 2013/14 be approved.
2. That approval be given to the H&F share of funding for a Tri-borough ICT Programme Manager of £51,333 to be funded from the Efficiency Reserve.

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.

168. PENSIONS AUTO-ENROLMENT

RESOLVED:

That, in view of the considerable projected savings of employer pension contributions, Hammersmith & Fulham Council defer introduction of pensions auto enrolment until October 2017.

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.

169. CREATION OF AN EMPLOYEE-LED MUTUAL AND SELECTION OF THE BUSINESS PARTNER

RESOLVED:

1. That approval be given to the creation of *3 Borough Mutual (3BM)*, an Employee-Led Mutual that will become external to the Council and, through a joint venture company with an independent business partner, trade in the provision of support services to schools and consultancy services to local authorities.
2. That approval be given to Prospects Services Limited being selected as the independent sector partner to help establish and support the growth of 3BM, with Prospects Service Limited taking a minority shareholding in the joint venture.
3. That approval be given to award a 4-year contract between the Council and 3BM for strategic consultancy services on education and schools-related matters which:
 - a) commences on 2 April 2013;
 - b) is for consultancy services valued at £977,891 for the 2013/2014 financial year, and which will incrementally reduce to £765,641 by 2017/18;
 - c) provides an option to extend, via one or more extensions, for a further 3-years if in the Council's interest to do so, and that the decision on activating any extension(s) is delegated to the Leader and Cabinet Member for Children's Services;
 - d) has a robust performance management specification, with clear provision for termination should a party default.
4. That the final format form of the Agreement between the Council and 3BM be delegated to The Leader and Cabinet Member for Children's Services, in consultation with the Executive Directors for Children's Services and Environment, Leisure and Residents Services.
5. That approval be given to vary the Council's IT services contract with the H&F Bridge Partnership (HFBP) so as to enable 3BM to access ICT services from HFBP as an authorised Sub-Customer.

6. That approval be given to novate existing relevant contracts between the Council and schools for the provision of support services to 3BM.
7. That approval be given to delegate to the Leader and Cabinet Member for Children's Services (in consultation with the Executive Director for Finance and Corporate Services, the Executive Director for Tri-borough Children's Services, and the Bi-borough Director for Law) authority to arrange usage by 3BM of appropriate assets and leases, as described in paragraph 8.5 of the report.
8. That approval be delegated to the Executive Director of Finance and Corporate Governance, in consultation with the Leader of the Council to enter into such agreements as are considered necessary in relation to the pension and workforce matters referred to in paragraphs 8.2 and 8.3 of the report.
9. That Cabinet notes the transitional issues described in section 8 of the report and agrees that a report on these be submitted by Executive Director for Tri-Borough Children's Services at its meeting on 13 May 2013.

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.

170. CONTINUED INFORMATION, ADVICE AND GUIDANCE TO YOUNG PEOPLE WITH LEARNING DIFFICULTIES

RESOLVED:

1. That the requirement contained in the Council's Contract Standing Orders (CSO) to seek competitive tenders be waived in accordance with CSO 3.1, and that approval be given to negotiate a new contract for Information, Advice and Guidance Services with the existing provider, CfBT Advice and Guidance Limited, in accordance with CSO 9.11.
2. That the new interim contract with CfBT be for no more than 24 months, with provision for a break clause after one year, at 31 March 2104.
3. That the cost for the first 12-months of the interim contract with CfBT for the Careers Learning Disability and Difficulty IAG and tracking service,

for one year to 31 March 2014, be no more than £280,580, representing a contract value reduction of 22%.

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.

171. EXTENSION OF SUPPORTED PEOPLE (CHILDREN'S) CONTRACT

RESOLVED:

1. That the extension of three Supported People Housing (Children's) contracts for Looked after Children and Care Leavers as detailed in the table below, be approved.

Contract	Provider	Start Date	End Date	Extension Value 12/13	Extension Value 13/14	Total Extension Value
Contract 4	London Cyrenians	01/03/2013	31/03/2014	£17,393	£192,253	£209,646
Contract 5	Nottinghill Housing Group	15/03/2013	31/03/2014	£7,264	£150,138	£157,402
Contract 6	London Cyrenians	01/04/2013	31/03/2014	£0	£539,856	£539,856

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. CONSIDERATION OF THE FINDINGS AND RECOMMENDATIONS OF CONSULTATION, AND AGREEMENT ON THE GOVERNANCE ARRANGEMENTS, FOR ADULT SAFEGUARDING ACROSS TRI-BOROUGH

RESOLVED:

1. That a single Safeguarding Adults Executive Board be set up across the three boroughs, with an Independent Chair and designated administrative support (as described in Option C in Appendix 1 of the report) which mirrors the arrangements for the Safeguarding Children's Board; the Membership of the Board would be drawn from senior representatives of statutory agencies.
2. That a suitably qualified independent chair be recruited through external advertisement who will report to the Tri-borough Executive Director of Adult Social Care and that the arrangement for the appointment be delegated to the Strategic Director in consultation with the Cabinet Members.
3. That the approach of work-streams operating across the three boroughs: 'Developing Best Practice'; raising public awareness through 'Community Engagement'; and 'Measuring Effectiveness'/Quality Assurance be endorsed so that the work can continue to progress and be consolidated (as described in Option C in Appendix 1 of the report).
4. That the value of Partnership groups in each of the boroughs be decided by agencies represented on the existing Boards based on the level of resource they are willing to commit to these, in addition to contributing to the work-streams of the Executive Board (some consideration given to Option A in Appendix 1).

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. PUBLIC HEALTH 2013-14

RESOLVED:

1. That Westminster City Council is the Tri-borough host for Public Health.

2. That the Executive Director of Finance and Corporate Governance (LBHF), the Town Clerk and Executive Director of Finance (RBKC) and the Chief Operating Officer (WCC), and the respective Heads of Legal be authorised to enter into a Tri-Borough Agreement in respect of Public Health in accordance with Section 113 of the Local Government Act 1972.
3. That the two Chief Executives, as accounting officers for the three Councils, delegate decisions about spending on public health services (within the scope of Annex A attached to the report) to the Director of Public Health, subject to each Council's Financial Regulations.
4. That officers carry out a review of the current public health contracts, in close consultation with Members of all three authorities, once the new public health service is embedded within the Tri-borough.

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. TFL FUNDED ANNUAL INTEGRATED TRANSPORT INVESTMENT PROGRAMME 2013-14

RESOLVED:

1. That approval be given to carry out feasibility design and consultation on projects C1, C2, N1 to N5 and the streetscape project at a total cost of £145,000 (approximately 15% of the total project cost) as set out in paragraph 5.2 of the report (forms part of the £1,947,000).
2. That authority be delegated to the Cabinet Member for Transport and Technical Services, in consultation with the Executive Director of Transport and Technical Services, to approve the implementation of new projects C1, C2, N1 to N5 and the streetscape project totalling £963,000 (forms part of the £1,947,000).
3. That approval be given to complete the 2012/13 integrated transport projects at a cost of £468,000 as set out in paragraph 5.3 of the report (forms part of the £1,947,000).
4. That approval be given to deliver the smarter travel programme at a cost of £356,000, as detailed in paragraph 5.4 of the report (forms part of the £1,947,000).

5. That approval be given to utilise £100,000 as a contribution towards the Mayor's cycle hire scheme and £60,000 to develop the Council's 2014/15 to 2016/17 delivery plan, as detailed in paragraph 5.5 of the report (forms part of the £1,947,000).
6. That authority be delegated to the Cabinet Member for Transport and Technical Services in consultation with the Executive Director of Transport and Technical Services to approve the implementation of the Local Transport Fund programme of £100,000, as detailed in paragraph 5.6 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.

175. KEY DECISIONS LIST

The Key Decisions list was noted.

176. 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.]

177. EXEMPT MINUTES OF THE CABINET MEETING HELD ON 11 FEBRUARY 2013 (E)

RESOLVED:

That the minutes of the meeting of the Cabinet held on 11 February 2013 be confirmed and signed as an accurate record of the proceedings, and that the outstanding actions be noted.

178. CONTRACT VARIATION FOR THE CONTRACT WITH AGILSYS LTD FOR THE PROVISION OF BUSINESS AND MANAGEMENT SERVICES.LOT 1 - PROCUREMENT SERVICES AND SAVINGS (E)

RESOLVED:

That the recommendation contained within 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.

179. WEB PRINTING SERVICES : RENEWING A FRAMEWORK AGREEMENT - CONTRACT AWARD : 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.

180. TRI-BOROUGH ICT STRATEGY IMPLEMENTATION PROGRAMME - FROM TECHNOLOGY BASED PROVISION TO DEPLOYMENT "AS A SERVICE" : EXEMPT ASPECTS (E)

RESOLVED:

That the recommendation contained within 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.

181. CREATION OF AN EMPLOYEE-LED MUTUAL AND SELECTION OF THE BUSINESS PARTNER : 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.

182. PUBLIC HEALTH 2013-14: EXEMPT ASPECTS (E)

RESOLVED:

That the Appendix to the exempt 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.

Meeting started: 7.00 pm

Meeting ended: 7.03 pm

Chairman