

CABINET

Tuesday 21 May 2013 at 7.00pm

Minutes

PRESENT:

Councillors Bell (Chair), Anand, Dheer, Johnson, Mahfouz, Reeves, Tailor and Walker.

ALSO PRESENT:

In accordance with paragraph 2.6(a) of the Constitution, Councillors Chapman, Malcolm and Millican addressed the Cabinet with regard to the following items:

Item 07 – Future Delivery of Leisure and Libraries Services
(Councillors Chapman, Malcolm and Millican)

Item 08 – Crime Prevention Initiatives Including Burglary Reduction
(Councillors Malcolm and Millican)

1. Apologies for Absence

There were none.

2. Urgent Matters

There were none.

3. Matters to be Considered in Private

Item 7 contained confidential appendices but were not taken in private as it was not necessary to discuss the confidential information provided.

4. Declarations of Interest

There were none.

5. Minutes

Resolved:

That the minutes of the Cabinet meeting held on 23 April 2013 be agreed and signed as a true and correct record.

6. Appointments to Sub-Committees and Outside Bodies

Resolved.

That Cabinet appoints Councillors Mohan in place of Councillor Reeves to the London Housing Consortium.

7. Future Delivery of Leisure and Libraries Services

Resolved

That Cabinet:

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- i. awards the contract for the delivery of leisure services to Sports and Leisure Management Ltd (SLM); in line with the specification and evaluation methodology as set out in section 3 of the report.
- ii. awards the contract for delivery of library services to John Laing Integrated Services (JLIS); in line with the specification and evaluation methodology as set out in section 3 of the report.
- iii. agrees the shared contract management model as set out in paragraph 3.15 of the report, whereby Ealing will act on behalf of Brent and Harrow as the client for leisure services, and LB Harrow will act on behalf of Ealing as the client for library services.
- iv. delegates authority to the Director of Environment and Leisure, following consultation with the Director of Legal and Democratic Services, to finalise and agree contractual terms for the Leisure Services Contract.
- v. delegates authority to the Director of Customer Services, following consultation with the Director of Legal and Democratic Services, to finalise and agree contractual terms for the Libraries Services Contract.
- vi. delegates authority to the Executive Director of Environment and Customer Services, following consultation with the Director of Legal and Democratic Services, to agree terms and enter into an Inter Authority Agreement (IAA) with the London Borough of Harrow and the London Borough of Brent to give effect to recommendations 1.3 and 1.4 of the report. A draft of the proposed IAA is attached at Appendix 6 of the report.
- vii. authorises the Executive Director of Environment and Customer Services, following consultation with the Director of Legal and Democratic Services, to negotiate and grant leases to the new contractor of such Council premises as the contractor may occupy for the purpose of the performance of the contract; such leases to run concurrently with the contract.
- viii. approves the virement of the facilities management budgets from the Business Services Group back to the Environment and Leisure and Customer Services Directorates as set out in paragraph 4.8 of the report.
- ix. notes the approach on Capital Funding and the benefit of using prudential borrowing, as set out in paragraph 4.12 of the report. Authorises the addition of £487k capital, relating to the purchase of gym equipment, to the capital programme over the first 5 years of the contract as set out in paragraph 4.12 and Confidential Appendix 3 of the report, to be funded by Revenue Contributions to Capital (RCCO); and notes that the Capital required to achieve overall savings through the duration of the contract will be added to the Capital Programme, through the normal capital budgeting cycle.
- x. delegates authority to the Director of Environment and Leisure to purchase required equipment as set out in the contract, either directly or through the use of the Leisure contractor as purchasing agent.
- xi. delegates authority to the Director of Environment and Leisure, to include or exclude Provisional sites, as set out in section 3.2.2 of the report, subject to agreement from Dual Use Partners.
- xii. authorises the Executive Director of Environment and Customer Services, to undertake all necessary action and communication in relation to the transfer of staff under TUPE, to enable the implementation of the contracts, as set out in section 12 of the report.

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- xiii. notes that the average contractual savings in the first five years of the contract achieve the previously agreed MTFS targets as set out in Confidential appendix 3b; and notes the intention to explore the use of the Business Risk reserve to manage the savings profile over the initial years of the contract.
- xiv. notes that release of savings, over and above the currently committed MTFS savings will be managed through future MTFS cycles, as set out in section 4.4 of the report.
- xv. commends officers and members who have developed these proposals over the last two years.

Reasons for Decisions and Options Considered

As a result of the requirements of the Medium Term Financial Strategy (MTFS), the Council has agreed to reduce expenditure by £85 million by 2014/15. As a result, in the current budgeting round, the Environment & Customer Services Department has been required to identify and achieve an additional £7.8 million of savings proposals, in addition to savings proposals already approved or 'proposals in development'.

In November 2011, as part of the overall budget savings proposals, Cabinet agreed relevant savings targets of £250k in Environment and Leisure and £233k in Customer Services [Libraries].

All boroughs are facing similar challenges in terms of needing to consider changing and/or remodelling leisure and/or cultural services to meet the need to deliver financial savings.

In January 2012, Cabinet agreed to:

- delegate authority to the Executive Director of Environment and Customer services, following consultation with the Leader and Deputy Leader, to finalise the services, the contract terms and facilities within scope of the procurement.
- note the procurement options set out in the report paragraphs 3.11 to 3.14 and delegate authority to the Executive Director of Environment and Customer Services, following consultation with the Leader and Deputy Leader, to agree the preferred procurement option;
- commence a collaborative procurement with London Boroughs of Harrow and Brent of leisure, sport and library services and give approval to publish an OJEU notice and conduct the pre-qualification exercise.

Further, in June 2012 Cabinet agreed to authorise the Executive Director of Environment and Customer Services to invite tenders for the provision of leisure and library services and to enter into dialogue with tenderers.

Alongside the market testing and procurement of leisure and library services, officers have continued to explore alternative delivery models for all static libraries in an effort to continue to provide a comprehensive library service that achieves value for money. This followed an extensive public consultation process covering a range of options for the Libraries Service including the

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potential closure of five library facilities (including the mobile Library Service). The market testing has demonstrated that procuring an external partner provider for library services will provide greater value for money for the service.

Collaborative working across the three Boroughs has provided the sharing of procurement costs and resources.

8. Crime Prevention Initiatives including Burglary Reduction Resolved

That Cabinet:

- i. notes the Safer Communities Cluster team model (point 4.1 of the report)
- ii. notes the resources available for crime reduction initiatives (point 4.2 of the report)
- iii. agrees the amendments to the resident led gating process (point 4.10 of the report)
- iv. authorises the Director of Safer Communities to apply future capital expenditure following consultation with the portfolio holder.
- v. agrees the purposes for which Simple 2 Start funding should be applied (point 4.4 of the report)
- vi. agrees that schemes implemented by the Council under the Simple 2 Start funding were subject to consultation with all ward Councillors and the portfolio holder prior to commencement. (point 4.5 of the report)

Reasons for Decisions and Options Considered

To ensure that the Council compliments the crime reduction initiatives led by our policing colleagues, ensuring the targeting of resources where residents will benefit most from Council support.

To improve the resident led alley gating scheme by improving the efficiency of decision making and simplifying the application process.

For the reasons set out in this report, the proposed changes are believed to deliver improvements in customer experience, and also crime reduction and therefore the option to leave the processes unchanged are not considered appropriate.

9. Housing Regeneration Update Progressing South Acton and Havelock Estates Regeneration Programmes

Resolved:

That Cabinet:

- i. notes and agrees the revisions to the proposals for South Acton Estate as outlined in paragraph 3 of the report.
- ii. makes compulsory purchase order/s in respect of the revised areas forming part of the South Acton Estate to be transferred to Acton Gardens and Catalyst Housing Limited respectively (as shown in red on the plans in appendices 1 and 5-13) generally under the acquisition of Land Act 1981 and specifically under section 226(1) (a) of the Town and Country Planning Act 1990.

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- iii. authorises the Executive Director of Regeneration and Housing to amend the boundary of the land to be acquired as necessary following consultation with the Portfolio Holder.
- iv. notes that decant status is to be awarded to tenants at the affected blocks in line with the Council's Allocations Policy.
- v. prior to the sale of the revised land parcels outlined in appendices 1 and 5 – 13 but not before vacant possession has been achieved, agrees in principle to the appropriation of Housing land pursuant to Section 19 of the Housing Act 1985 for Planning purposes subject to the consent of the Secretary of State.
- vi. authorises the Executive Director of Regeneration and Housing to appropriate the revised areas of Housing land outlined in appendices 1 and 5-13 of the report, for planning purposes on a phased basis as required and to apply to the Secretary of State for consent pursuant to s19 of the Housing Act 1985.
- vii. authorises the Director of Finance to make the required adjustments to the Council's accounts to reflect the appropriation of the Land hereby authorised.
- viii. authorises the Executive Director of Housing and Regeneration to take all steps procedures and measures including seeking statutory consents and enter into any arrangements necessary for the implementation of the scheme as outlined in this report.

Reasons for Decisions and Options Considered

Ealing Council's housing regeneration strategy was developed following the 2008 review of our largest estates. The review identified 8 estates where the Decent Homes works alone will not provide the transformational effect that areas demanded and therefore required a higher level of intervention. Detailed consultation on these estates looked at the potential and capacity for regeneration, and resident aspirations for their neighbourhoods. The Council is working with residents and registered provider partners to develop comprehensive deliverable solutions.

Both South Acton and Havelock regeneration programmes have undergone an inclusive and extensive developer selections process, resulting in proposals that have subsequently been the subject of comprehensive stakeholder consultation. Cabinet has already authorised the necessary steps required to progress the schemes. The purpose of this report is to advise Cabinet of proposed revisions to the scheme and seek authority to progress each of the projects as revised where necessary.

10. School Term Dates 2014/15

Resolved

That Cabinet approves the schedule of dates attached at Appendix 1 of the report.

Reason for Decision and Options Considered

The London Inter-Authority Admissions Group (LIAAG) has recommended the dates for 2014/15. In previous years the LGA had coordinated the preparation

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of a Standard School Year draft for each year. However, the LGA has decided to stop coordinating the development of draft models for Standard School Years. These dates, which were used as the starting point for the schedule being recommended to Cabinet, are set out at the top of the table attached at Appendix 2 of the report.

Comparative dates have been sought from five neighbouring authorities and approved/proposed term dates for 2014/15 have been received from three. Of these three, one varies by 1 point in the school year from LIAAG recommended dates, which can be seen on Appendix 2 of the report. The evidence is that, overall our neighbouring authorities align with the majority of start and end of term dates recommended by LIAAG.

11. Date of the Next Meeting

The next meeting of Cabinet will be held on Tuesday 18 June 2013 at 7pm

Councillor Julian Bell, Chair

Date

The meeting concluded at 8:10pm having completed its business.

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