

CABINET

Tuesday 11 September 2018 at 7pm

Minutes

PRESENT:

Councillors: Bell, Anand, Camadoo, Gordon, Johnson, Mahfouz, Mason, Rai and Sabiers

ALSO PRESENT:

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

- Item 10 - Final Report of Scrutiny Review Panel 4 – 2017/2018: Transport
(Councillors Malcolm)
- Item 11 - OSC Informative on Pitshanger Library (Councillor Young)
- Item 12 - Budget Update Report 2018/19 (Councillors Malcolm and Young)
- Item 13 - Knife Crime and Serious Violence – Safer Ealing Partnership Plan 2018/19
(Councillor Young)

Councillors Blacker, Camadoo, and Young addressed the meeting regarding items 7, 8, 9, 10 and 11, in their capacity of chairs of the scrutiny panels and Overview and Scrutiny Committee.

Also in Attendance

Councillors Jammu, Mahmood and Sharma

1. Apologies for Absence

Councillor Nagpal sent apologies for absence and Councillor Blacker introduced item 10 - Scrutiny Review Panel 4 (Transport) on her behalf.

2. Urgent Matters

There were none.

3. Matters to be Considered in Private

Items 14 and 17 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 10 July 2018 be agreed and signed as a true and correct record.

6. Appointments to Sub-Committees and Outside Bodies

There were none.

7. Final Report of Scrutiny Review Panel 1 – 2017/2018: Violence against Women and Girls

Resolved

That Cabinet:

The minutes should be read in conjunction with the agenda for the meeting. They are subject to approval and signature at the next meeting of this Committee.

- i) notes the final report of the Panel, as endorsed by the Overview and Scrutiny Committee (OSC) on 21 June 2018, (Appendix 1 of the report).
- ii) accepts all of the officers' recommended responses to the Panel's recommendations as detailed in Section 18 of the report.
- iii) accepts recommendation number 2, that a councillor be appointed to act as champion for tackling VAWG.
- iv) directs service officers to produce/or finalise an action plan within an agreed timescale on those recommendations that are agreed by Cabinet.
- v) thanks all members and officers for providing consistently high quality scrutiny work.

Reason for Decision and Options Considered

Scrutiny has a role in improving decision-making and service delivery through effective scrutiny. Recommendations from Scrutiny need to be taken forward in a timely manner and in accordance with the Council's Constitution if the Scrutiny function is to be effective. The Scrutiny and Executive Protocol identifies the timescale for Cabinet to respond to Scrutiny recommendations. This decision will mean that the response is made in a timely manner and that services can implement the recommendations accepted.

8. Final Report of Scrutiny Review Panel 2 – 2017/2018: Licensing Policy

Resolved

That Cabinet:

- i) notes the final report of the Panel, as endorsed by the Overview and Scrutiny Committee (OSC) on 21 June 2018, (Appendix 1 of the report).
- ii) accepts all of the officers' recommended responses to the Panel's recommendations as detailed in Section 8 of the report, and notes that officers were helpfully exploring the practicalities of publicising the Temporary Events Notices.
- iii) directs service officers to produce/or finalise an action plan within an agreed timescale on those recommendations that are agreed by Cabinet.
- iv) reports its decisions to OSC on 4 October 2018 or 8 November 2018, as appropriate.
- v) thanks all members and officers for providing consistently high quality scrutiny work.

Reasons for Decisions and Options Considered

Scrutiny has a role in improving decision-making and service delivery through effective scrutiny. Recommendations from Scrutiny need to be taken forward in a timely manner and in accordance with the Council's Constitution if the Scrutiny function is to be effective. The Scrutiny and Executive Protocol identifies the timescale for Cabinet to respond to Scrutiny recommendations. This decision will mean that the response is made in a timely manner and that services can implement the accepted recommendations.

9. Final Report of Scrutiny Review Panel 3 – 2017/2018: Future Ealing

Resolved

That Cabinet:

- i) notes the final report of the Panel, as endorsed by the Overview and Scrutiny Committee (OSC) on 21 June 2018, (Appendix 1 of the report).
- ii) accepts all of the officers' recommended responses to the Panel's recommendations as detailed in Section 8 of the report.
- iii) directs service officers to produce/or finalise an action plan within an agreed timescale on those recommendations that are agreed by Cabinet.
- iv) reports its decisions to OSC on 4 October 2018 or 8 November 2018, as appropriate.
- v) thanks all members and officers for providing consistently high quality scrutiny work.

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Reason for Decision and Options Considered

Scrutiny has a role in improving decision-making and service delivery through effective scrutiny. Recommendations from Scrutiny need to be taken forward in a timely manner and in accordance with the Council's Constitution if the Scrutiny function is to be effective. The Scrutiny and Executive Protocol identifies the timescale for Cabinet to respond to Scrutiny recommendations. This decision will mean that the response is made in a timely manner and that services can implement the accepted recommendations.

10. Final Report of Scrutiny Review Panel 4 – 2017/2018: Transport Resolved

That Cabinet:

- i) notes the final report of the Panel, as endorsed by the Overview and Scrutiny Committee (OSC) on 21 June 2018, (Appendix 1 of the report).
- ii) accepts all of the officers' recommended responses to the Panel's recommendations as detailed in Section 8 of the report.
- iii) directs service officers to produce/or finalise an action plan within an agreed timescale on those recommendations that are agreed by Cabinet.
- iv) reports its decisions to OSC on 4 October 2018 or 8 November 2018, as appropriate.
- v) thanks all members and officers for providing consistently high quality scrutiny work.

Reason for Decision and Options Considered

Scrutiny has a role in improving decision-making and service delivery through effective scrutiny. Recommendations from Scrutiny need to be taken forward in a timely manner and in accordance with the Council's Constitution if the Scrutiny function is to be effective. The Scrutiny and Executive Protocol identifies the timescale for Cabinet to respond to Scrutiny recommendations. This decision will mean that the response is made in a timely manner and that services can implement the accepted recommendations.

11. OSC Informative on Pitshanger Library Resolved:

That Cabinet notes the informative and the officer response as detailed in the report.

Reasons for Decisions and Options Considered

On 2 August 2018 the Overview & Scrutiny Committee (OSC) considered an item from the Cabinet meeting on 10 July 2017 "Future Ealing: Property Assets and Neighbourhood Programme". The item had been called in by both the Shadow Cabinet and the Liberal Democrat Group- on paragraph 3.15 of the report- the cessation of the lease on Pitshanger Library W5.

After discussion at OSC and a vote, the Cabinet decision was upheld. The authority to terminate the lease was delegated to the Director of Planning and Regeneration.

OSC thought that further work could be done around the Library facility and resolved

- (i) an informative be fed back to the Cabinet in reference to recommendation 1.3 of the report to Cabinet 10 July 2018, requesting that the existing lease of Pitshanger Library not be terminated until the Cabinet has considered a further report which will

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explicitly outline the options available for continuing a library service in the locality, the exact financial implications arising from each option and provide detail on the work undertaken with community groups on the possibilities around keeping a service within the existing venue or running a service from a suitable alternative venue within the locality.

12. Budget Update Report 2018/19

Resolved:

That Cabinet:

- i) notes the General Fund revenue budget forecast outturn position of £8.543m, a net overspend (3.50%) for 2018/19 (paragraph 4 of the report) and a break-even position on the Housing Revenue Account (paragraph 6 of the report).
- ii) notes the progress in delivering 2018/19 savings (paragraph 5.3 of the report).
- iii) notes officers are developing plans to contain, reduce and mitigate the projected overspend.
- iv) notes the 2018/19 capital programme forecast (paragraph 8.3 of the report).
- v) approves the re-profiling of 2018/19 capital programme net slippage of £28.364m (paragraph 8.3 of the report) into future years.

Reasons for Decisions and Options Considered

To forecast the Council's financial position for 2018/19 based on information available at the end of 31 July 2018. The report outlines the council's forecast position for revenue and capital, income and expenditure.

13. Knife Crime and Serious Violence – Safer Ealing Partnership Plan 2018/19

Resolved:

That Cabinet:

- i) adopts the Safer Ealing Partnership (SEP) plan for knife crime and serious violence (2018/19).
- ii) notes the alignment of existing Council services to work with Ealing Partnership organisations and community groups to support the plan to reduce the risk of harm for residents and businesses.
- iii) agrees to the re-appropriation of capital funding of £0.010m from Alley Gating and Domestic Violence Security capital budget to deliver with partners knife-bins across the town centres to remove weapons from the streets.

Reasons for Decisions and Options Considered

The Mayor of London and the Deputy Mayor for Policing and Crime have directed the Metropolitan Police to work with partners across London to reduce the risk of harm from serious violence and knife crime.

Each community safety partnership has been asked to commit to an action plan for their local area. The Safer Ealing Partnership (SEP) has developed an action plan for Ealing that reflects the existing partnership activity, and proposed additional action to reduce the harm from violence and knife crime.

The action plan will be monitored through the SEP and provides a framework for holding partners to account in this important shared priority area.

14. Approval of Works Tender – Copley Regeneration Programme – Phase 3 Refurbishment and New Build

Resolved:

The minutes should be read in conjunction with the agenda for the meeting. They are subject to approval and signature at the next meeting of this Committee.

That Cabinet:

- i) authorises the award of a contract to Engie Regeneration Limited subject to Executive Director Regeneration & Housing, following consultation with the Director of Legal and Democratic Services, having considered any leaseholder consultation responses and being satisfied that the award should go ahead for the value of (as adjusted during the clarification process) £4,302,568.00 and the entering into of any related building contract and professional services warranties. This includes a provisional sum of £0.097m. Additionally, to set aside a client contingency of £0.2m, this sum being appropriate for the contract sum and risk profile for a traditional refurbishment contract, thus making the total budget cost for this phase of £4.6m.
- ii) notes that the Contract value has been included within the HRA Capital Programme for Copley Phase 3 and this will be funded from Capital Receipts and HRA borrowing.
- iii) notes the Tender Report on Phase 3: Warwick Court included in Confidential Appendix 1 of the report.

Reasons for Decisions and Options Considered

The report to the Council's Cabinet on 16 February 2016 outlined the future direction of the delivery of the Copley regeneration programme, splitting the project into seven distinct phases. This report concerns the award of a contract of works to Phase 3 of the project, to undertake construction of three new flats (1 x one bedroom and 2 x two bedroom), and the refurbishment of 18 existing units located at Warwick Court.

The site where the new homes are to be constructed was assembled through the demolition of an existing stair tower and link bridges to the North side of Warwick Court at Framefield Road.

Full detailed planning consent was approved by the Council's Planning Committee on 23 October 2013 and included the proposed works to Phase 3. Since this time, minor amendments to the approved design have been made in order to ensure best value, in consultation with residents living at Warwick Court.

Cabinet in February 2016 authorised the Executive Director of Regeneration & Housing, in consultation with the Director of Legal & Democratic Services, to invite tenders and award contracts for all future works at Copley Close. However, the tender sum requires specific Cabinet Approval under the Council's Contract Procedure Rules and Council Constitution.

The 18 households living at Warwick Court (13 secure tenancies, and five leasehold) have been assisted to move away from the block, to alternative homes elsewhere on the estate away from the site. They will return to their refurbished homes once works have been completed in July 2020.

15. Member Engagement in the Planning Process

This item was withdrawn from the agenda for further consultation.

16. Proposal for a Pan-London Single Person Homelessness Prevention Service Resolved:

That Cabinet:

- i) approves Ealing Council's participation in the Single Homelessness Prevention Service (SHPS) subject to a successful Life Chances Funding application.
- ii) approves expenditure from the flexible homelessness support grant (up to a maximum of £1.220m for the period 2018/19 - 2020/21).

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- iii) authorises the Director of Safer Communities and Housing to participate in the collaborative procurement of a prevention service for single homeless households and delegate authority to the Director of Safer Communities and Housing to award a contract to the successful bidder.
- iv) delegates authority to The Director of Safer Communities and Housing to contract out some or all of the Council's functions under sections 189A, 189B and 195 Housing Act 1996 to the selected provider following the conclusion of the procurement exercise detailed in paragraph 2.4 of this report.

Reasons for Decisions and Options Considered

Since the introduction of the Homelessness Reduction Act 2017 earlier this year, the Council has new responsibilities to applicants without a priority need, including single people who find themselves at risk of homelessness or who are actually homeless. The scheme seeks to build on the early success of a pilot in Brent, by extending the prevention and relief service using a third sector provider to deliver a regional service. This service will focus on single people who would not be in priority need to prevent homelessness and to help people find suitable, safe and sustainable accommodation.

17. South Road Bridge and Highway Widening Contract, Southall

Resolved:

That Cabinet:

- i) authorises the award of a two-stage, design (Stage 1) and build (Stage 2) contract for South Road Bridge and Highway Widening works to Balfour Beatty Civil Engineering Limited under the public-sector, SCAPE civil engineering framework, and to proceed with Stage 1; estimated value circa £1.7m, funded from Housing Zone Agreement and Growing Places Fund.
- ii) notes that further Cabinet authority will be sought to proceed with Stage 2, subject to satisfactory outcomes from Stage 1. The current estimate of Stage 2 is circa £21.1m.
- iii) notes that negotiations are on-going with Balfour Beatty Civil Engineering Limited and Berkeley Homes to secure an agreed scope and budget estimates for Stages 1 and 2.
- iv) notes that an extra-risk fund will be identified from additional GLA funding and/or S106 contributions and set-aside, to cover the possibility that risks and additional unforeseen costs could materialise following Stage 1 and during Stage 2.
- v) notes that negotiations are on-going with Berkeley Homes to enter into a S278 Agreement to agree the scope, and subsequently the design and build budgets for the highway works.
- vi) thanks officers for their hard work on this project.

Reasons for Decisions and Options Considered

Officers are making progress with planning the delivery of the bridge and highway widening works on South Road between and including the Merrick Road and Beaconsfield Road junctions, and are ready to procure a contractor.

Cabinet authority is requested to award a two-stage, Early Contractor Involvement (ECI), design and build contract, total estimated value £22.8m (construction costs to be confirmed during Stage 1), and enter into any necessary agreements to facilitate such award.

The bridge and highway widening works are an integral part of Berkeley Homes' development at Southall Waterside (formerly Southall Gas Works), and facilitate the creation of "Southall Gateway", around the new Crossrail station.

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18. **West Ealing Business Improvement District Renewal Ballot**

Resolved:

That Cabinet:

- i) notes and supports the 'In West Ealing' BID company's proposal to continue operations of the West Ealing Business Improvement District (BID) for a further 5 years.
- ii) authorises the Director of Regeneration and Planning to exercise the Council's vote in the forthcoming BID renewal ballot in favour of the BID for all the council's properties in the BID area.
- iii) notes that the 'In West Ealing' BID company has asked Ealing Council to run the BID ballot for 4 weeks in November 2018, that a request will be made to Ealing Council's Returning Officer to run the ballot and that the cost of running the ballot will be funded by the In West Ealing BID company (estimated to be less than £5,000 in total).
- iv) authorises the Director of Finance to continue administering the BID revenue account and to provide for the administration, recovery and application of the BID levy in accordance with the BID regulations in the event the West Ealing BID renewal ballot is a success.
- v) authorises the Director of Regeneration and Planning, following consultation with the Director of Legal and Democratic services, to complete any necessary legal agreements and other arrangements required for the continuing operations of the BID Levy, BID renewal ballot and service arrangements including an updated "Baseline Agreement", with the 'In West Ealing' BID company, should the renewal ballot be successful in November 2018.
- vi) notes that as a Business Rate payer, Ealing Council will be liable to continue paying the BID levy for all of its properties within the BID area. The current financial implications of this are set out in section 4 of the report.
- vii) authorises the Director of Regeneration and Planning, following consultation with the Director of Finance, to review and agree the final BID Business Plan before it is published to the businesses in West Ealing.

Reasons for Decisions and Options Considered

Evidence from the Ealing Broadway BID (Make It Ealing), the West Ealing BID (In West Ealing) and other BID areas show that the benefits of BIDs can make a positive impact on the town centre businesses, including:

The 'In West Ealing' BID company has been operating following a successful ballot in March 2014. 'In West Ealing' is a not for profit company established and led by local businesses. The objective is to create a more active West Ealing, to save businesses money through cost saving initiatives, as well as represent and support local businesses on issues of common concern.

- Businesses take an interest in the area and realise the benefits of working together.
- There is a single business entity that the Council can engage with to talk to the businesses in the area.
- A BID company raises funds through a levy and the businesses inform the priority for spend which can increase the level of business satisfaction in a BID area.
- That through joint procurement for basic supplies such as stationery etc. businesses are able to make a saving. Make It Ealing has used a joint procurement strategy for the pest and vermin contract and successfully brokered rates reductions.
- Provision of cross business training for employees.

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- A single business voice to lobby.

Since March 2014, the In West Ealing BID company has delivered a number of successful projects in the BID area. These include:

- The provision of hanging baskets on Uxbridge Road
- Branded cycle planters
- A community clean-up event
- Daily patrols of the town centre by a town centre ranger
- A website to help businesses, residents and visitors navigate West Ealing activities, events and promotions
- A monthly Vintage and Antique Market on The Avenue
- Promotion for local businesses through social media channels on Facebook and Twitter
- An Easter event at Melbourne Avenue and town centre Easter trail
- A town centre map to promote and encourage visitors to the town centre
- A lamp post banner campaign to promote the area as a good place to 'shop, eat and drink'.
- Crime awareness campaigns and partnerships bringing together businesses with police and key council teams to keep the area safe
- Free commercial recycling and waste collection service
- Free pest control services for businesses plus monitoring and management of hotspots in the BID area
- A series of free business focussed training sessions

The proposal is to continue the delivery of the above projects for a further 5 years. The attached BID proposal (Appendix 1 of the report) sets out the plan for 2019-2024.

19. Date of Next meeting

Resolved

That Cabinet notes that the next meeting of Cabinet will be held on 16 October 2018 at 7pm

Councillor Julian Bell, Chair

Date

The meeting concluded at 7:55pm having completed its business.

The minutes should be read in conjunction with the agenda for the meeting. They are subject to approval and signature at the next meeting of this Committee.