



Call In Overview and Scrutiny Committee – Supplementary Agenda

Tuesday, 30 November 2010 at 7.30 pm
Council Chamber, Brent Town Hall, Forty Lane,
Wembley, HA9 9HD

Membership:

Members

Councillors:

Castle (Chair)
Clues
Denselow
Kabir
Long
Mashari
Mistry
BM Patel

first alternates

Councillors:

Lorber
Matthews
Beckman
Mrs Bacchus
Van Kalwala
McLennan
Adeyeye

Second alternates

Councillors:

Brown
Allie
Hossain
Chohan
Sheth
Aden
Al-Ebadi

For further information contact: Toby Howes, Senior Democratic Services Officer
020 8937 1307, toby.howes@brent.gov.uk

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The press and public are welcome to attend this meeting

Supplementary Agenda

Introductions, if appropriate.

Apologies for absence and clarification of alternate members

Item	Page
4 The Executive list of decisions for the meeting that took place on Monday, 15 November 2010	1 - 12

The list of decisions from the meeting that took place on Monday, 15 November 2010 are attached for information.



- Please remember to **SWITCH OFF** your mobile phone during the meeting.
- The meeting room is accessible by lift and seats will be provided for members of the public.
 - Toilets are available on the second floor.
 - Catering facilities can be found on the first floor near the Paul Daisley Hall.
 - A public telephone is located in the foyer on the ground floor, opposite the Porters' Lodge

**London Borough of Brent
Summary of Decisions taken by the Executive
on Monday, 15 November 2010**

PRESENT: Councillor John (Chair), Councillor Butt (Vice-Chair) and Councillors Arnold, Beswick, Crane, Jones, J Moher, R Moher, Powney and Thomas

ABSENT: Councillors

ALSO PRESENT: Councillors Adeyeye, Daly, Hashmi, Kabir, Lorber, McLennan, Moloney, Naheerathan, BM Patel, HB Patel, RS Patel and Sheth

Agenda Item No	Item	Ward(s)	Decision
6.	Commissioning of the specialist Child and Mental Health Service (CAHMS) in Brent 2011-13	All Wards	(i) that approval be given to an exemption from the usual tendering requirements of Contract Standing Orders in relation to the joint Council and NHS Child and Adolescent Mental Health Service, on the basis that there are good operational reasons for doing so as set out in section 3 of the report from the Director of Children and Families; (ii) that approval be given to award a contract jointly with NHS Brent for the joint Council and NHS provision of Child and Adolescent Mental Health Services to the current provider, Central and North West London NHS Foundation Trust, for the period 1 April 2011 to 31 March 2012 with an option to extend the contract for a further one year until 31 March 2013, which would be utilised, should timescales indicate the need for a further extension to be implemented.
7.	Libraries transformation project	All Wards	(i) that the proposals of the Libraries Transformation Project at 3.3 of the report from the Director of Environment and Culture be noted; (ii) that the public consultation on the proposals be approved; (iii) that agreement be given to the submission of a further report to the Executive in April 2011, setting out the consultation results and final

London Borough of Brent – Summary of Decisions taken by the Executive on Monday, 15 November 2010 (continued)

Agenda Item No	Item	Ward(s)	Decision
			recommendations on the future of the library service.
8.	Waste and street cleansing - street cleansing efficiency savings	All Wards	(i) that the three options (not mutually exclusive) for delivering efficiency savings in the street cleansing operation be noted and approved; (ii) that officers' response to the independent review of the street cleansing service undertaken by consultants, Gordon Mackie Associates be noted.
9.	Waste collection strategy	All Wards	(i) that the response from the public consultation on the revised Waste Strategy as described in the report from the Director of Environment and Neighbourhood Services at Appendix A be noted; (ii) that approval be given to the formal adoption and implementation of the revised Waste Strategy as described in the report and at Appendix B; (iii) that the proposed draft implementation plan for the revised Waste Strategy as described in paragraph 7.0 of the report be noted; (iv) that the programme of procurement required to implement the revised Waste Strategy as described in paragraph 8.0 of the report be noted; (v) that agreement be given to the variation to the existing Waste Services contract with Veolia as set out in Appendix C of the report.
10.	Changes to the waste disposal levy mechanism	All Wards	(i) that the rationale behind the switch to a new levy mechanism be noted; (ii) that agreement be given to the new "Pay as You Throw" levy mechanism to be adopted for implementation in 2011-12.
11.	Awards of new contracts to incumbent providers of housing support services	All Wards	(i) that approval be given to an exemption from the tendering requirements of Contract Standing Orders pursuant to Contract Standing

London Borough of Brent – Summary of Decisions taken by the Executive on Monday, 15 November 2010 (continued)

Agenda Item No	Item	Ward(s)	Decision
	for people with mental health needs		<p>Order 84 for the reasons set out in paragraph 5 of the report from the Director of Housing and Community Care in order to allow for the direct award of new contracts for housing support services as set out in paragraph 2.2 of the report;</p> <p>(ii) that authority be delegated to the Director of Housing and Community Care to directly award to the existing service providers as listed in Appendix 1 to the report, new contracts for housing support services for people with mental health needs for the period from 1 December 2010 to 30 November 2011 with the option to extend until 30 November 2012;</p> <p>(iii) that it be noted that the Director of Housing and Community Care will negotiate contract price reductions with regard to the new contracts providing that service quality can be maintained.</p>
12.	Call off contract from London Collaborative Procurement Framework Agreement for the provision of Community Equipment Service	All Wards	<p>(i) that the award of framework contract to Medequip Assistive Technology Limited (Medequip) for the provision of Community Equipment Services (the Framework) following a collaborative procurement exercise carried out by the Royal Borough of Kensington and Chelsea be noted;</p> <p>(ii) that approval be given to the award of a call off contract from the Framework to Medequip for the provision of a Community Equipment Service to the London Borough of Brent for the period from 1 July 2011 up to 31 March 2015 with provision for extension as set out in the Framework agreement;</p> <p>(iii) that authority be delegated to the Director of Housing and Community Care and the Borough Solicitor to finalise the Access Agreement required under the Framework to establish contractual terms with Medequip and the Royal Borough of Kensington and Chelsea.</p>
13.	Authority to invite tenders for the procurement and management of	All Wards	<p>(i) that approval be given to the pre-tender considerations and the criteria to be used to evaluate tenders for a framework agreement for the</p>

London Borough of Brent – Summary of Decisions taken by the Executive on Monday, 15 November 2010 (continued)

Agenda Item No	Item	Ward(s)	Decision
	temporary accommodation		Procurement and Management of Temporary Accommodation as set out in paragraph 3.4 of the report from the Director of Housing and Community Care; (ii) that approval be given to officers inviting expressions of interest, agreeing shortlists, inviting tenders for a framework agreement for the procurement and management of temporary accommodation and evaluating them in accordance with the approved evaluation criteria referred to in (i) above.
14.	Authority to agree recommendations from the London Councils to manage projected overspend on the Taxicard Scheme	All Wards	(i) that the recommended budget control measures that have been drawn up by the London Councils and presented to the TEC as detailed in section 3.6.3. of the report from the Director of Housing and Community Care be noted; (ii) that authority be delegated to the Director of Housing and Community Care to agree to the recommended budget control measures with the London Councils to pull the spend back in line with the budget for 2010/11. (iii) that in light of further information received from London Councils, agreement be given to a moratorium for all new applicants, this to apply from the 15 November 2010 until 31 March 2011.
15.	Young people and teenage parent accommodation based services and floating support services	All Wards	(i) that approval be given to an exemption from the usual tendering requirements of contract standing orders in relation to the teenage parent based accommodation services and floating support services on the basis that there are good operational and/ or financial reasons for doing so as set out in Section 3 of the report from the Director of Housing and Community Care; (ii) that approval be given to the award of the contracts for housing support services for teenage parents at Melrose Avenue NW2 and Nicoll Road NW10 and their respective floating support services to the current

London Borough of Brent – Summary of Decisions taken by the Executive on Monday, 15 November 2010 (continued)

Agenda Item No	Item	Ward(s)	Decision
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			<p>providers, Catch 22 and Stadium Housing Association, for the period from 1 April 2011 to 31 March 2012, with the possibility of extending such contract for one further year to 31 March 2013;</p> <p>(iii) that approval be given to the extension of current contracts for young people based accommodation services and floating support services with Depaul Trust, Catch 22, St Christophers Fellowship, Coram Housing and Support Service, Brent Housing Partnership and Centre Point for a period of eight months, to 30 September 2011, to allow for their tender.</p>
16.	Disposal of former allotment site adjacent to 19 Elms Gardens, Sudbury, and establishment of new replacement allotment site at Gladstone Park Gardens	Sudbury	<p>(i) that agreement be given to the disposal of the freehold interest of land at Elms Gardens, Sudbury to Notting Hill Housing Trust (NHHT) as development land to initially provide decant accommodation for Barham Park Estate residents;</p> <p>(ii) that agreement be given to the creation of a new replacement allotment site at Gladstone Park, Dollis Hill subject to the appropriate legal procedures as set out in the body of this report being properly undertaken;</p> <p>(iii) that the Director of Children and Families be authorised to commence and comply with the procedure as set out in section 122(2A) of the Local Government Act 1972 to agree that the education land used as open space at Gladstone Park is no longer required for the purpose for which it is currently held and to appropriate the land for statutory allotment purposes. In addition to this, to consider any objections made to the appropriation, and unless there are objections received which in his opinion are significant, to implement the appropriation. If such objections are received then a further report will be brought back to the Executive for consideration;</p> <p>(iv) that officers be instructed to ensure that the development adequately addresses the concern of local residents and that further meetings are held with the residents' group in order to consult on any</p>

London Borough of Brent – Summary of Decisions taken by the Executive on Monday, 15 November 2010 (continued)

Agenda Item No	Item	Ward(s)	Decision
			<p>development proposals;</p> <p>(v) that it be noted that the purchase price payable by NHHT will be dependent upon the level of grant available and may not match best value if the site were disposed in the open market. If this proves to be the case the Executive is able to utilise the “Well-Being” Powers under the General Consent (England) 2003 to dispose of the land at less than best consideration in return for more affordable housing;</p> <p>(vi) that, in any event, as the Secretary of State consent given in relation to the disposal and further mentioned paragraph 3.3 of the Directors’ report is based on the sale price not being lower than current valuation, if the disposal is less than best consideration then the consent of the Secretary of State will be required and that the final decision on the disposal price be delegated to the Directors of Regeneration and Major Projects and Housing and Community Care;</p> <p>(vii) that, in the event that the disposal to NHHT for the specific purpose of assisting with the redevelopment of Barham Park Estate does not proceed, that the site be disposed on the open market, subject to the same requirement for consultation with local residents and the development of an alternative scheme which addresses the concerns of local residents.</p>
17.	Brent Local Development Framework - revised Local Development Scheme	All Wards	that agreement be given to the proposed Local Development Scheme timetable at Appendix 1 of the report from the Director of Regeneration and Major Projects as a basis for the continued preparation of the LDF, and for inclusion in submission of a revised LDS to the Secretary of State and the Mayor of London.
18.	South Kilburn regeneration acquisition of additional land	Kilburn; Queens Park	(i) that progress of regeneration and the clarifications to the phasing plan for the regeneration of the South Kilburn estate, and that work is proceeding to update this phasing plan be noted;

London Borough of Brent – Summary of Decisions taken by the Executive on Monday, 15 November 2010 (continued)

Agenda Item No	Item	Ward(s)	Decision
			<p>(ii) that the immediate cessation of permanent lettings on the properties at Bond House, Cambridge Court, Ely Court, Bronte House, Fielding House, Hicks Bolton House, Wells Court and Wood House be authorised;</p> <p>(iii) that agreement be given to the service of demolition notices in relation to secure tenancies at Bond House, Bronte House, Cambridge Court, Ely Court, Fielding House, Hicks Bolton House, Wells Court and Wood House, which are all on the South Kilburn estate, and the Director of Housing and Community Care be authorised to issue all and any notices required to be issued in connection with such demolition;</p> <p>(iv) that the Director of Housing and Community Care be authorised to carry out the prescribed statutory consultation procedure and seek the Secretary of State's consent to the phased disposal and redevelopment of Bronte House, Fielding House, Wells Court and Wood House in addition to the Phase 1 sites on the South Kilburn estate referred to in paragraph 3.26 of the report from the Director of Regeneration and Major Projects for the purposes of Ground 10A of Schedule 2 to the Housing Act 1985 to enable the Council to apply for a court order to obtain vacant possession of those residential dwellings let under secure tenancies.</p> <p>(v) that the following be authorised:</p> <p style="padding-left: 40px;">(a) the making of compulsory purchase orders (the CPO's) to acquire all interests and rights in the properties listed in appendix 1 [and otherwise comprised in the land edged in bold black and hatched on the draft Plan headed [the map referred to in the London Borough of Brent South Kilburn Regeneration Compulsory Purchase Order 2010-11] inclusive of the leasehold interests set out on Appendix 2 to the Report to the Executive</p>

London Borough of Brent – Summary of Decisions taken by the Executive on Monday, 15 November 2010 (continued)

Agenda Item No	Item	Ward(s)	Decision
			<p>meeting on 23 June 2010 being interests in the South Kilburn estate which properties are referred to hereafter as “the CPO Land” under section 226 (1)(a) of the Town and Country Planning Act 1990 and any new rights in the CPO Land which may be required under section 13 of the Local Government (Miscellaneous Provisions) Act 1976;</p> <p>(b) the Director of Housing and Community Care in consultation with the Director of Legal and Procurement to include in the Compulsory Purchase Orders authorised by the Executive on 23 June 2010 and at this Executive meeting such other additional interests and rights as are disclosed during the land referencing exercise which the Director of Regeneration and Major Projects in consultation with the Director of Housing and Community Care and the Director of Legal and Procurement deem it necessary to facilitate the delivery of the South Kilburn Regeneration Phase 1;</p> <p>(vi) that the CPOs, once made, be submitted to the Secretary of State for confirmation whilst at the same time seeking to acquire the land by private negotiated treaty on such terms as may be agreed by the Director of Housing and Community Care;</p> <p>(vii) that the following be authorised:</p> <p>1) Director of Housing and Community Care to enter into agreements and make undertakings on behalf of the Council with the holders of interests in the CPO Land or parties otherwise affected by the Scheme setting out the terms for the withdrawal of their objections to the confirmation of the CPOs and including the offering back of any part of the CPO Land not required by the Council after the completion of the development or the acquisition</p>

London Borough of Brent – Summary of Decisions taken by the Executive on Monday, 15 November 2010 (continued)

Agenda Item No	Item	Ward(s)	Decision
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Page 9

			<p>of rights over the CPO Land in place of freehold acquisition, where such agreements are appropriate;</p> <p>2) Making of one or more general vesting declarations or service of Notices to Treat and Notices of Entry (as appropriate) pursuant to the Compulsory Purchase (Vesting Declarations) Act 1981 and the Compulsory Purchase Act 1965 respectively should the CPOs be confirmed by the Secretary of State;</p> <p>3) Service of all requisite notices on the holders of the CPO Land including rights in the CPO Land relating to the making and confirmation of the CPOs;</p> <p>4) Director of Housing and Community Care to remove from the CPOs any plot (or interest therein) no longer required to be acquired compulsorily for the scheme to proceed and to amend the interests scheduled in the CPOs (if so advised) and to alter the nature of the proposed acquisition from an acquisition of existing property interests to an acquisition of new rights (if so advised);</p> <p>5) Director of Housing and Community Care within the defined boundary of the CPO Land, to acquire land and/or new rights by agreement either in advance of the confirmation of compulsory purchase powers, if so advised, or following the confirmation of compulsory powers by the Secretary of State;</p> <p>6) Director of Housing and Community Care, if so advised, to seek to acquire for the Council by agreement any interest in land wholly or partly within the limits of the CPO Land for which a blight notice has been validly served.</p> <p>vii) that the Director of Housing and Community Care be authorised (in conjunction with the Director of Legal and Procurement) to seek the consent of the Secretary of State under Section 19 of the Housing Act 1985 (where applicable) to the appropriation of housing land for planning</p>
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London Borough of Brent – Summary of Decisions taken by the Executive on Monday, 15 November 2010 (continued)

Agenda Item No	Item	Ward(s)	Decision
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Page 10

			<p>purposes;</p> <p>viii) that the Director of Housing and Community Care be authorised (where the Director of Housing and Community Care in conjunction with the Director of Legal and Procurement consider applicable) to commence and comply with the procedure as set out in section 122(2A) of the Local Government Act 1972 by publishing a public notice in the local newspaper on two consecutive publication dates of the Council's intention to appropriate public open space in the South Kilburn estate to planning purpose and in particular to consider any objections made to the appropriation, and unless there are objections received which in his opinion are significant, to implement the proposed appropriation. If such objections are received then a further report should be brought back to the Executive for consideration.</p>
19.	Strategy for primary school developments	All Wards	<p>(i) that approval be given to the reprioritisation of recommended schemes for spending the £14.766m Basic Need Safety Valve funding as set out in the table under paragraph 3.3.8 for providing additional primary school places;</p> <p>(ii) that approval be given to a further allocation of £4.997m, over and above the previously approved £12.013m from the Council's main Capital Programme as set out in the table under paragraph 3.4.3 towards new permanent primary school provision in the borough;</p> <p>(iii) that a further report be presented to Executive in February 2011 setting out recommendations for prioritising the expenditure of £17.010m from the Council's main Capital Programme on primary expansion schemes, including those set out in Table 6 of the report from the Directors of Regeneration and Major Projects relating to new and/or expanded schools at Braintcroft, Capital City Academy and Wembley High;</p> <p>(iv) that approval be given to award three contracts to Mott McDonald for project management and full design team services (including CDM Co-</p>

London Borough of Brent – Summary of Decisions taken by the Executive on Monday, 15 November 2010 (continued)

Agenda Item No	Item	Ward(s)	Decision
			ordination) for the Preston Manor, Newfield and Brentfield schemes, respectively; (v) that authority be delegated to the Director of Regeneration and Major Projects to appoint one or more works contractors using existing construction frameworks, for the Preston Manor, Newfield and Brentfield schemes; (vi) that approval be given to an exemption from the quotation requirements of Contract Standing Orders to allow the appointment of Watts as Employer's Representative for the construction phases of the Preston Manor, Newfield and Brentfield schemes, for the good operational reasons set out in paragraph 4.4 of the report from the Director of Regeneration and Major Projects.
20.	Inspiring Brent: Brent Councils programme for the London 2012 Games	All Wards	(i) that the progress made Brent's on the 2012 Action Plan be noted; (ii) that the financial and operational implications of being a host borough be noted and agreement given to the city operations work programme as detailed in paragraphs 3.6 to 3.10 of the report from the Chief Executive.
21.	Internal Audit Provision 2011 onwards	All Wards	that approval be given for the council to enter into a contract with the London Borough of Croydon to provide internal audit services from April 2011 to March 2013 and to enter into a related third party agreement with Deloitte Public Sector Internal Audit Ltd.
22.	Authority to award contract for the provision of revenues and IT support	All Wards	(i) that approval be given to award the contract for the provision of Revenues and IT Support Services to Capita Business Services Limited with effect from 1 May 2011; (ii) that delegated powers provided through regulations issued under the Deregulation and Contracting Out Act 1994 for the assessment and collection of Council Tax and Business Rates be granted to Capita

London Borough of Brent – Summary of Decisions taken by the Executive on Monday, 15 November 2010 (continued)

Agenda Item No	Item	Ward(s)	Decision
			Business Services Limited with effect from the 1 May 2011.