

**London Borough of Brent
Summary of Decisions taken by the Executive
on Monday 13 February 2012**

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

ALSO PRESENT: Councillors Chohan, S Choudhary, A Choudry, Hashmi, Hunter, Lorber and Mitchell Murray

Agenda Item No	Item	Ward(s)	Decision
4.	Petitions - Treetops and Harmony nurseries		Noted
6.	The proposed closure of Harmony and Treetops nurseries and the restructuring of Willow Nursery	All Wards	(i) that Willow nursery be restructured to enable further provision for children with a wide range of disabilities, while retaining its character as a mainstream nursery; (ii) that Council-run day care services at Harmony Children's Centre be closed from 30 March 2012; (iii) that Council-run day care services at Treetops Children's Centre be closed from 20 July 2012; (iv) that the building used for nursery services at Harmony Children's Centre be used to facilitate expansion of Mitchell Brook School in the event that a decision is made to expand the school; (v) that officers invite proposals from private, voluntary and independent providers for use of the space at Treetops Children's Centre as a nursery, expected to be independent of and at no cost to the council, any such proposals to be considered on their merit; (vi) that the decision on whether to proceed with any such proposal in 2.5 above to use the space at Treetops Children's Centre, be delegated to

London Borough of Brent – Summary of Decisions taken by the Executive on Monday 13 February 2012 (continued)

Agenda Item No	Item	Ward(s)	Decision
			<p>the Directors of Children and Families and Regeneration and Major Projects, in consultation with the Lead Member for Children and Families.</p> <p>(vii) that it be noted that if the space at Harmony Children’s Centre is not used for the purpose identified in (iv) above that it will be used or disposed of in accordance with the relevant funding requirements and council policies, and</p> <p>(viii) that if a decision is taken not to proceed with proposals received under paragraph (v) above, the space inside Treetops Children’s Centre no longer used for nursery services, be used to expand the core functions of the Centre.</p>
7.	Annual Local Accounts	All Wards	<p>(i) that the performance and contextual information contained in the report from the Director of Adult Social Services be noted;</p> <p>(ii) that the current and future strategic risks associated with the information provided be noted;</p> <p>(iii) that it be noted that responsible officers will be challenged on progress as necessary.</p>
8.	Young people accommodation based services and floating support services - further update on framework contracts	All Wards	<p>(i) that the outcome of the investigation into the procurement process be noted;</p> <p>(ii) that approval be given to the appointment of the three organisations detailed at paragraph 3.4 of the Report to the Supporting People Young People Accommodation based Support Services Framework Agreement (“Framework 1”) for a period of three years with an option to extend Framework 1 for a further two years;</p> <p>(iii) that approval be given to award a call-off contract from Framework 1 to Coram (Thomas Coram Foundation for Children) in respect of Lot A (single sex accommodation based services for young people with complex needs across scattered accommodation) from 1 May 2012 for a period of three years with an option of extending for two years;</p>

London Borough of Brent – Summary of Decisions taken by the Executive on Monday 13 February 2012 (continued)

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			<p>(iv) that approval be given to award a call-off contract from Framework 1 to De Paul UK in respect of Lot B (mixed sex accommodation based services for young people across hostel, crash pad and move on units) from 1 May 2012 for a period of three years with an option to extend the framework for a further two years;</p> <p>(v) that approval be given to the appointment of the five organisations detailed at paragraph 3.5 of the Report to the Supporting People Young People Floating Support Services Framework Agreement (Framework 2”) for a period of three years with an option to extend for a further two years;</p> <p>(vi) that approval be given to award a call-off contract from Framework 2 to Coram (Thomas Coram Foundation for Children) from 1 May 2012 for a period of 3 years with an option to extend the Framework 1 for a further 2 years.</p> <p>(vii) that approval be given to a short extension of existing contracts for young people based accommodation services and floating support services with De Paul Trust, Catch 22, St Christopher’s Fellowship, Coram Housing and Support Services, Brent Housing Partnership and Centre Point for the period to 1 May 2012 to ensure appropriate implementation of services.</p>
9.	Approve the selection criteria for the procurement of a framework agreement for carers services	All Wards	<p>(i) that approval be given to the pre-tender considerations and the criteria to be used to evaluate tenders as set out in paragraph 3.0 of the report;</p> <p>(ii) that approval be given to the invite of expressions of interest, agreement of shortlists and invitation of tenders in accordance with the procurement timetable and their evaluation in accordance with the approved evaluation criteria referred to in (i) above.</p>
10.	Authority to participate in the Central	All Wards	(i) that approval be given to the Library Service’s participation in the

London Borough of Brent – Summary of Decisions taken by the Executive on Monday 13 February 2012 (continued)

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	Buying Consortium (CBC) framework for the procurement of Library stock		<p>Central Buying Consortium’s framework for the purchase of library books and other library materials;</p> <p>(ii) that there are good operational reasons as set out in paragraph 3.10 of the report for not seeking approval from the Director of Legal and Procurement for each and every time the Council enters into a call-off contract under the Central Buying Consortium’s Framework and agree that a blanket approval to use the Framework for the framework duration may be given.</p>
11.	South Kilburn Regeneration	Kilburn	<p>(i) that the mini-competition process undertaken by panel members set out within paragraphs 3.9 to 3.17 of the report from the Director of Regeneration and Major Projects be noted;</p> <p>(ii) that approval be given to the disposal of the land at Cambridge Court, Wells Court and Ely Court; and Bond House, Hicks Bolton House and Wood House (see plans at Appendix 1, 2 and 3), to Catalyst Housing Group subject to:</p> <p>(1) Catalyst Housing Group entering into a Development and Sale Agreement with the Council. The Development and Sale Agreement to provide for the acquisition of the land for the sum set out in Appendix 6 (restricted) and to contain such other terms as are approved by the Director of Regeneration and Major Projects in consultation with the Borough Solicitor.</p> <p>(2) The Council obtaining the Secretary of State’s consent to the disposal under Section 32 of the Housing Act 1985;</p> <p>(iii) that agreement be given to that the sum set out in Appendix 6 (restricted) from the proceeds of the sales be re-invested into the regeneration of South Kilburn, including for the purposes of bringing forward further development sites within the regeneration area in line with priorities set out in paragraphs 4.1 of the Director’s report;</p> <p>(iv) that agreement be given to the rent assumptions for both sites as</p>

London Borough of Brent – Summary of Decisions taken by the Executive on Monday 13 February 2012 (continued)

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			<p>set out in paragraphs 3.18 to 3.23 of the report;</p> <p>(v) that agreement be given to the proposed next steps within paragraphs 4.1 to 4.6 of the Director’s report;</p> <p>(vi) that the Director of Regeneration and Major Projects (in consultation with the Director of Legal and Procurement) appropriate the land comprised in (i) Cambridge Court, Wells Court, (ii) Ely Court; and (iii) Bond House, Hicks Bolton House and Wood House (described in the plans in Appendix 1, 2 and 3) under Section 122 of the Local Government Act 1972 for planning purposes when it is no longer required for the purposes for which it is currently held.</p>
12.	Community Infrastructure Levy and Revised S106 Planning Obligations SPD	All Wards	<p>(i) that the comments received during the consultations on the Preliminary Draft Community Infrastructure Levy Charging Schedule and the S106 Planning Obligations Supplementary Planning Document and the subsequent amendments made to both documents be noted;</p> <p>(ii) that agreement be given to the publication of the Draft Community Infrastructure Levy Charging Schedule for submittal to the Planning Inspectorate for Examination, and, subject to any changes, recommend Full Council adopt the subsequent Community Infrastructure Levy Charging Schedule;</p> <p>(iii) that approval be given to the Adoption of the S106 Planning Obligations Supplementary Planning Document at the same time as the proposed Community Infrastructure Levy Charging Schedule.</p>
13.	Housing Revenue Account (HRA) Budget 2012-13 and rent increase proposals for council dwellings for 2012-13	All Wards	<p>(i) that approval be given to the revised (probable) budget for 2011/12 (Appendix 1 Table 1);</p> <p>(ii) that it be noted that the new HRA self financing system that takes effect from April 2012 and that the draft budget for 2012/13 has been prepared on that basis, noting that:-</p>

London Borough of Brent – Summary of Decisions taken by the Executive on Monday 13 February 2012 (continued)

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			<ul style="list-style-type: none"> • HRA Subsidy will cease from 2012/13; • The Government will redeem £198.000m of Brent Council’s debt with the Public Works Loan Board on 28 March 2012; • Brent’s HRA borrowing limit under self financing will be £199.291m; and • The estimated HRA borrowing “headroom” will be £59m <p>(iii) that agreement be given to the savings/budget reductions for 2012/13 as set out in paragraph 3.53.4;</p> <p>(iv) that agreement be given to the HRA budget growth of £5.642m for depreciation (major repairs or debt repayment) as set out in paragraph 3.53.5 of the report from the Director of Regeneration and Major Projects;</p> <p>(v) that approval be given to an average overall rent increase (excluding service charges) from April 2012 of £6.81 per week, which is an average overall increase of 7.14%, as set out in further detail in paragraphs 3.35 to 3.39 of the report;</p> <p>(vi) that agreement be given to increase HRA Council Dwelling service charges by 5.6% from April 2012;</p> <p>(vii) that approval be given to the HRA budget for 2012/13 (Appendix 1 Table 1) of the report;</p> <p>(viii) that that from April 2012 all HRA dwellings that are relet (except successions, assignments and mutual exchanges and internal transfers) are set at target rent from the commencement of the new occupancy;</p> <p>(ix) that it be noted that updated HRA Business Plan would be presented to the Executive shortly and this would include options for spending the Major Repairs resources;</p>

London Borough of Brent – Summary of Decisions taken by the Executive on Monday 13 February 2012 (continued)

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			<p>(x) that agreement be given to an average overall rent increase of £7.03p per dwelling per week on the Brent Stonebridge Dwellings, which is an average overall rent increase of 6.3% as set out in paragraph 3.68 of the report;</p> <p>(xi) that agreement be given to decrease the service charges on the Brent Stonebridge Dwellings by an average of 0.7% or an average of £0.06 per dwelling per week as set out in paragraph 3.71;</p> <p>(xii) that approval be given to delegate to the Director of Regeneration and Major Projects in consultation with the Director of Finance and Corporate Services the Brent Housing Partnership (BHP) management fee for the financial year 2012/13.</p>
14.	Charteris Sports Centre, 25 Charteris Road	Kilburn	This report was withdrawn from consideration.
15.	Budget 2012/13	All Wards	<p>These recommendations only include a provisional Council Tax level for the GLA as its final budget was not agreed when this report was dispatched. This means that the statutory calculation of the total amount of Council Tax under Section 30(2) of the Local Government Finance Act 1992 may be amended by:</p> <ul style="list-style-type: none"> (a) the final Greater London Authority precept; and (b) any other significant changes to the budget figures. <p>That subject to the above full council on 27 February 2012 be recommend to:</p> <p>In respect of Section 3</p> <p>2.1 Note the latest forecast for the General Fund outturn (Appendix A(i)) for 2011/12.</p>

London Borough of Brent – Summary of Decisions taken by the Executive on Monday 13 February 2012 (continued)

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			<p>2.2 Agree the 2011/12 budget virements (Appendix A(ii)).</p> <p>In respect of Section 4</p> <p>2.3 Note the process, including consultation that has led to these budget proposals.</p> <p>2.4 Agree the General Fund revenue budget for 2012/13, as summarised in Appendix B, or consider any amendments to that budget.</p> <p>2.5 Agree the Service Area budgets including the cost pressures, savings, fees and charges and other adjustments detailed in Appendices C and D.</p> <p>2.6 Note Appendix F and agree the budgets for central items and other budgets, or consider any amendments to those budgets.</p> <p>2.7 Note and, where appropriate, make provision for the contingent liabilities and risks set out in this section of the report.</p> <p>2.8 Agree the approach to balances set out in the report.</p> <p>2.9 Receive the report from the Director of Finance and Corporate Services in paragraph 4.30 in respect of his statutory duty under Section 25 of 2003 Local Government Act.</p> <p>In respect of Section 5</p>

London Borough of Brent – Summary of Decisions taken by the Executive on Monday 13 February 2012 (continued)

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			<p>2.10 Note that a reduced the GLA precept of £306.72 for each Band D equivalent property was approved at the meeting of the Greater London Assembly on 9 February 2012 and that the final budget report will be amended to reflect this.</p> <p>2.11 Note the information regarding the limitation of council tax increases.</p> <p>2.12 Agree there is no surplus or deficit at 31 March 2012 for that part of the Collection Fund relating to community charge.</p> <p>2.13 Note and consider the advice of the Director of Legal and Procurement as set out in Appendix M.</p> <p>2.14 Agree the instalment dates for council tax and NNDR for 2012/13, and the recovery policy for council tax as set out in Appendix G(ii).</p> <p align="center">In respect of Section 6</p> <p>2.15 Agree the Medium Term Financial Strategy and the provisional service area cash limits for 2013/14 to 2015/16 set out in Appendix H.</p> <p align="center">In respect of Section 7</p> <p>2.16 Agree the Schools Budget set out in Appendix I.</p> <p align="center">In respect of Section 8</p> <p>2.17 Agree the Housing Revenue Account budget set out in Appendix J.</p>

London Borough of Brent – Summary of Decisions taken by the Executive on Monday 13 February 2012 (continued)

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			<p align="center">In respect of Section 9</p> <p>2.18 Note the latest forecast outturn position on the 2011/12 capital programme, and agree the revised budgets.</p> <p>2.19 Note the properties included within the disposals programme set out in Appendix K(v).</p> <p>2.20 Agree the 2012/13 to 2015/16 programme as set out in Appendix K(iii), including the new capital allocations.</p> <p>2.21 Note the inclusion in this Capital Programme of all capital schemes, irrespective of the source of funding and agree that all schemes are subject to the approval procedures as set out in the Constitution.</p> <p>2.22 Note the levels of unsupported borrowing forecast for 2012/13 and future years and the impact on council tax levels.</p> <p>2.23 Adopt the policy on repayment of principal in 2012/13 as set out in paragraphs 9.15 to 9.22.</p> <p align="center">In respect of Section 10</p> <p>2.24 Agree the Treasury Management Strategy and the Annual Investment Strategy for 2012/13.</p> <p align="center">In respect of Section 11</p>

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			<p>2.25 Note the requirements of the Prudential Code.</p> <p>2.26 Agree the Prudential Indicators set out in this section for affordability, capital spending, external debt and treasury management.</p> <p>2.27 Note the arrangements for monitoring and reporting on Prudential Indicators.</p> <p align="center">In respect of Section 12</p> <p>2.28 Note and agree the procedures for controlling expenditure set out in section 12.</p> <p>2.29 Agree the updated schedule of Provisions and Earmarked Reserves set out in Schedule 1 of Appendix N.</p> <p>In addition</p> <p>2.30 Authorise the council's Director of Finance and Corporate Services to:</p> <ul style="list-style-type: none"> (a) Make payments on approved capital schemes in 2012/13. (b) Borrow in 2012/13 up to the limits agreed within the Prudential Indicators. (c) Enter such leasing arrangements as are necessary to finance the programme for 2012/13 and terminate or renegotiate any existing leases. (d) Make such minor adjustments to budgets as are necessary. <p>The following sections of the recommendations relate to the</p>

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			<p>calculation of the budget and council tax as set out by the statutory framework. Amendments to the above recommendations which alter figures in Appendix B will require this section to be changed to reflect these.</p> <p>2.31 In agreeing the above recommendations and the budget in Appendix B, note that the effect of all these measures is to produce a council tax requirement for the council's own purposes for 2012/13 of £104,197,578.</p> <p>2.32 Note that a credit of £0.774m is attributable to the net surplus on the Collection Fund.</p> <p>2.33 Note that at its meeting on 24 January 2012 General Purposes Committee calculated the amount of 98,398 as the council tax base for the year 2012/13 in accordance with the Local Authorities (calculation of Council Tax Base) Regulations 1992.</p> <p>2.34 In relation to the council tax for 2012/13 we resolve:</p> <p style="padding-left: 40px;">That the following amounts be now calculated by the Council for the year 2012/13 in accordance with Sections 31 to 36 of the Local Government Finance Act 1992 as amended by the provisions of Section 52ZX (inserted by Schedule 5 to the Localism Act 2011:</p> <p>(a) £1,037,896,000 being the aggregate of the amount that the Council estimates for the items set out in Section 31A(2) of the Act.</p> <p>(b) £933,698,422 being the aggregate of the amounts that the Council estimates for the items set out in Section 31A(3) of the Act.</p> <p>(c) £104,197,578 being the amount by which the aggregate at (a) above</p>

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			<p>exceeds the aggregate at (b) above, calculated by the Council, in accordance with Section 31A(4) of the Act, as its Council Tax requirement for the year.</p> <p>(d) £1,058.94 being the amount at (c) above, divided by the amount for the taxbase specified above calculated by the Council, in accordance with Section 31B of the Act, as the basic amount of its Council Tax for the year.</p> <p>(e) Valuation Bands</p> <table border="1"> <thead> <tr> <th>A</th> <th>B</th> <th>C</th> <th>D</th> <th>E</th> <th>F</th> <th>G</th> <th>H</th> </tr> <tr> <th>£</th> <th>£</th> <th>£</th> <th>£</th> <th>£</th> <th>£</th> <th>£</th> <th>£</th> </tr> </thead> <tbody> <tr> <td>705.96</td> <td>823.62</td> <td>941.28</td> <td>1,058.94</td> <td>1,294.26</td> <td>1,529.58</td> <td>1,764.90</td> <td>2,117.88</td> </tr> </tbody> </table> <p>being the amounts given by multiplying the amount at (d) above by the number which, in the proportion set out in Section 5(1) of the Act, is applicable to dwellings listed in a particular valuation band divided by the number which in that proportion is applicable to dwellings listed in valuation band D, calculated by the Council, in accordance with Section 36(1) of the Act, as the amounts to be taken into account for the year in respect of categories of dwellings listed in different valuation bands.</p> <p>2.35 That it be noted that for the year 2012/13 the Greater London Authority has stated the following amounts in precepts issued to the Council, in accordance with Section 40 of the Local Government Finance Act 1992, in respect of the Greater London Authority, for each of the categories of dwellings shown below:</p> <table border="1"> <thead> <tr> <th colspan="8">Valuation Bands</th> </tr> <tr> <th>A</th> <th>B</th> <th>C</th> <th>D</th> <th>E</th> <th>F</th> <th>G</th> <th>H</th> </tr> <tr> <th>£</th> <th>£</th> <th>£</th> <th>£</th> <th>£</th> <th>£</th> <th>£</th> <th>£</th> </tr> </thead> <tbody> <tr> <td>206.55</td> <td>240.97</td> <td>275.40</td> <td>309.82</td> <td>378.67</td> <td>447.52</td> <td>516.37</td> <td>619.64</td> </tr> </tbody> </table>	A	B	C	D	E	F	G	H	£	£	£	£	£	£	£	£	705.96	823.62	941.28	1,058.94	1,294.26	1,529.58	1,764.90	2,117.88	Valuation Bands								A	B	C	D	E	F	G	H	£	£	£	£	£	£	£	£	206.55	240.97	275.40	309.82	378.67	447.52	516.37	619.64
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			<p>2.36 That, having calculated the aggregate in each case of the amounts at (e) and the precepting authority referred to in the preceding paragraph above, the Council, in accordance with Section 30(2) of the Local Government Finance Act 1992, hereby sets the following amounts as the amounts of council tax for the year 2012/13 for each of the categories of dwellings shown below:</p> <table border="1"> <thead> <tr> <th colspan="8">Valuation Bands</th> </tr> <tr> <th>A</th> <th>B</th> <th>C</th> <th>D</th> <th>E</th> <th>F</th> <th>G</th> <th>H</th> </tr> <tr> <th>£</th> <th>£</th> <th>£</th> <th>£</th> <th>£</th> <th>£</th> <th>£</th> <th>£</th> </tr> </thead> <tbody> <tr> <td>912.51</td> <td>1,064.59</td> <td>1,216.68</td> <td>1,368.76</td> <td>1,672.93</td> <td>1,977.10</td> <td>2,281.27</td> <td>2,737.52</td> </tr> </tbody> </table> <p>2.37 The Director of Finance and Corporate Services has determined that the Council's basic amount of Council Tax for 2012/13 is not excessive in accordance with the principles approved under Section 52ZB of the Local Government Act 1992.</p> <p>2.38 (a) That the Director of Finance and Corporate Services be and is hereby authorised to give due notice of the said council tax in the manner provided by Section 38(2) of the 1992 Act.</p> <p>(b) That the Director of Finance and Corporate Services be and is hereby authorised when necessary to apply for a summons against any council tax payer or non-domestic ratepayer on whom an account for the said tax or rate and any arrears has been duly served and who has failed to pay the amounts due to take all subsequent necessary action to recover them promptly.</p> <p>(c) That the Director of Finance and Corporate Services be and is hereby authorised to collect revenues and distribute monies from the Collection Fund and is authorised to borrow or to lend money in accordance with the regulations to the maximum benefit of each fund.</p>	Valuation Bands								A	B	C	D	E	F	G	H	£	£	£	£	£	£	£	£	912.51	1,064.59	1,216.68	1,368.76	1,672.93	1,977.10	2,281.27	2,737.52
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16.	Single Service Exemption - provision of Surviving Domestic Violence Service	All Wards	that for the reasons set out in the detail of this report there are good operational reasons to award a contract to Advance for a 12 month period, with options to extend for two further periods of 12 months, without undertaking a further tendering in accordance with the Council's Contract Standing Orders.
17.	Introduction of a two stage corporate complaints policy	All Wards	that agreement be given to the introduction of a two stage complaints policy for Council complaints with effect from April 2012 .
18.	Authority to amend the procurement process for the existing Passenger Transport Services framework.	All Wards	This report was withdrawn from consideration.
20.	Reference of item considered by Call in Overview and Scrutiny Committee - Willesden Green Redevelopment Project	Willesden Green	(i) that this Executive's agreement to the interim service strategy agreed on 16 January 2012 be reconfirmed; (ii) that the proposal to use the closed buildings in Kensal Rise, Neasden and Cricklewood as part of the Council's library service and interim service delivery strategy be rejected due to the conclusive need to provide a service from Willesden Green.
21.	Reference of items from the Children and Families Overview and Scrutiny Committee		Noted.