



EXECUTIVE

MINUTES of the OPEN section of the meeting of the EXECUTIVE held on TUESDAY 20TH MAY, 2003 at 6.00pm at the Town Hall, Peckham Road, London SE5 8UB

PRESENT: Councillor Nick Stanton, Leader (In the Chair)
Councillor Caroline Pidgeon, Deputy Leader
Councillor Beverley Bassom, Housing
Councillor Catherine Bowman, Regeneration and Economic Development
Councillor James Gurling, Service Delivery
Councillor Catriona Moore, Health and Social Care
Councillor Richard Porter, Community Support and Safety
Councillor Bob Skelly, Education, Youth and Leisure
Councillor Lorraine Zuleta, Finance

APOLOGIES FOR ABSENCE AND LATENESS

Apologies for absence were received on behalf of Councillor Richard Thomas. Apologies for lateness were received on behalf of Councillors Catherine Bowman and James Gurling.

NOTIFICATION OF ANY ITEMS OF BUSINESS WHICH THE CHAIR DEEMS AS URGENT

The Chair agreed to accept the following late items as urgent, the reasons for urgency to be specified in the relevant minute:-

- Item 273 – Individual Decision Making
- Item 274 – Motion Submitted in Accordance with Council Procedure Rule 3.9 – Disabled Parking
- Item 275 – Nominations to Association of London Government (ALG) Committees and Panels 2003/4
- Item 276 – Best Value Review Programme 2003 / 4
- Item 277 – Motion Submitted in Accordance with Council Procedure Rule 3.9 – Bus Routes

- Item 278 – Motion Submitted in Accordance with Council Procedure Rule 3.9 – Scrutiny of the Implementation of the ICT and Corporate Call Centre Projects
- Item 279 – Interim Strategic Management Arrangements And Terms Of Reference For Review Of Long-Term Options For Education Support Services If Atkins Contract Is Terminated – Open Report

Closed Reports

- Item 541 – Children Looked After Residential Tender – Selection of Preferred Provider
- Item 542 – Interim Strategic Management Arrangements and Terms of Reference for Review of Long-Term Options for Education Support Services if Atkins Contract is Terminated.
- Item 543 – Comments of Overview & Scrutiny Committee - Interim Strategic Management Arrangements and Terms of Reference for Review of Long-Term Options for Education Support Services if Atkins Contract is Terminated.

DISCLOSURE OF INTERESTS AND DISPENSATIONS

At 6.20p.m. Councillor Beverley Bassom declared a non-prejudicial personal interest in item 274 – Motion Submitted in Accordance with Council Procedure Rule 3.9 – Disabled Parking.

PUBLIC QUESTIONS

There were no public questions.

MINUTES

RESOLVED: That the Minutes of the meeting held on the 22nd April 2003 be approved as correct record and signed by the Chair.

The Executive considered the items set out on the open agenda, a copy of which has been incorporated in the Minute File. Each of the following paragraphs relates to the item bearing the same number on the agenda.

265 **DEPUTATION REQUEST: NORTHFIELD HOUSE TENANTS AND RESIDENTS ASSOCIATION**

- RESOLVED:**
1. That the deputation be received and their comments noted.
 2. That a letter be sent out confirming that no decision has been made in relation to the future of Northfield House.

3. That the point be made that there is no alternative but to make sure people are re-sited if their homes are found not to comply with the Gas/Electricity Health and Safety Regulations.
4. That due to the difficult issue of the right of return, a working group be set up, consisting of the Deputy Leader, Executive Member for Housing and local ward Councillor Richard Porter to take issues up with the Housing Department in order to clarify the situation.
5. That a report be brought back to the next meeting.

266 **SIXTH FORM PROVISION – THE CHARTER SCHOOL** (see pages 6012 to 6015)

RESOLVED:

That the proposal to open The Charter School sixth form in September 2004 be supported thereby enabling local consultation to commence.

267 **THE CLEANER, GREENER, SAFER CAPITAL PROGRAMME**

(see pages 6016 to 6028)

RESOLVED:

1. That the objectives and criteria for the Cleaner, Greener, Safer Capital Programme as set out in Appendix B of the report be approved.
2. That capital resource allocations be made to Community Councils as set out in Appendix D for expenditure only within their own Community Council boundaries.
3. That £1m be allocated to lighting schemes and Community Councils be recommended to identify schemes on the basis set out in paragraphs 20 to 24.
4. That schemes identified by the All Party Advisory Panel be recommended for consideration by Community Councils in order to encourage an early start to the programme.
5. That £750,000 be allocated to Community Councils for expenditure in the Phase 1 Targeted Priority Neighbourhoods as set out in paragraph 26.
6. That Community Councils be recommended not to invest in Rail Track or CCTV schemes for the reasons set out in paragraphs 16 and 17.
7. That Community Councils be recommended to start preparing schemes for future years' programmes as set out in paragraph 28.

268 **MOTION SUBMITTED IN ACCORDANCE WITH COUNCIL PROCEDURE RULE 3.9 – FLY TIPPING** (see pages 6029 to 6031)

RESOLVED: That consideration of this item be deferred pending financial information relating to paragraph 3(iv) of the report.

269 **CORPORATE EQUALITIES ACTION PLAN: TOWARDS LEVEL 2 OF LOCAL GOVERNMENT EQUALITIES STANDARD – DRAFT FOR CONSULTATION** (see pages 6032 to 6066)

RESOLVED: That the Plan be agreed and distributed more widely for consultation.

270 **DISPOSAL OF FREEHOLD INTEREST IN 262 – 284 LYNTON ROAD, LONDON SE16** (see pages 6067 to 6069)

- RESOLVED:**
1. That the Strategic Director of Regeneration be authorised to accept the surrender of the existing long lease on 262 – 284 Lynton Road, London, SE16 and simultaneously grant a 125 year building lease to the proposed developer.
 2. That on satisfactory completion of the scheme the freehold interest be transferred to the developer for the consideration of £1.

271 **REPORT OF THE LOCAL GOVERNMENT OMBUDSMAN – 02/B/00755 – EXECUTIVE MEMBER COMMENTS** (see pages 6070 to 6071)

- RESOLVED:**
1. That the comments of the Executive Member for Housing be noted.

272 **REPORT OF THE LOCAL GOVERNMENT OMBUDSMAN – 02/B/00755** (see pages 6072 to 6086)

- RESOLVED:**
1. The the Local Government Ombudsman (LGO) report (02/B/00755 - Appendix A) finding maladministration and injustice against the Council be received and noted.
 2. That the actions taken by the Strategic Director of Housing to implement the recommendations of the LGO be noted.

273 **INDIVIDUAL DECISION MAKING** (see pages 6087 to 6111)

This item had not been circulated 5 clear days in advance of the meeting. The Chair accepted the item as urgent in order to meet the timescale for consideration by Overview & Scrutiny Committee, Standards Committee and Council Assembly.

- RESOLVED:**
1. That option 1 of paragraph 14 of the report be agreed as the preferred option.

2. That there be a generic scheme of delegation that covers all the Executive Members.
3. That the recommendations of the Executive be referred to Overview and Scrutiny Committee, Standards Committee and Council Assembly for consideration.

274 **MOTION SUBMITTED IN ACCORDANCE WITH COUNCIL PROCEDURE RULE 3.9 – DISABLED PARKING** (see pages 6112 to 6114)

This item had not been circulated 5 clear days in advance of the meeting. The Chair accepted the item as urgent as any positive action taken as a result of the consideration of the motion would have been delayed had the report not been considered.

- RESOLVED:**
1. That the concern expressed by disabled residents on being unable to park in disabled parking bays either outside or near their homes be noted.
 2. That the formation of an Access and Mobility Forum which will include local organisations representing people with disabilities be welcomed.
 3. That Councillors of each political group be invited to nominate representatives to the Access and Mobility Forum.
 4. That the objective of the Forum be to consider current Council policy and to make recommendations to the Executive on how, in future, severely disabled residents can park near their home.

275 **NOMINATIONS TO ASSOCIATION OF LONDON GOVERNMENT (ALG) COMMITTEES AND PANELS 2003/4** (see pages 6115 to 6128)

This item had not been circulated 5 clear days in advance of the meeting. The Chair accepted the item as urgent as the deadline for the receipt of nominations by the ALG was 6th June 2003, which was before the next scheduled meeting.

- RESOLVED:**
1. That Councillors be nominated to the Association of London Government Committees and Panels for 2003/4 as set out below:

ALG Leaders' Committee (Associated Joint Committee)

Representative	Deputies
Cllr Nick Stanton	Cllr Caroline Pidgeon (1 vacancy)

ALG Transport and Environment Committee (Associated Joint Committee)

Representative	Deputies
Cllr Richard Thomas	Cllr Catherine Bowman Cllr Caroline Pidgeon (2 vacancies)

ALG Grants Committee (Associated Joint Committee)

Representative	Deputies
Cllr Richard Porter	Cllr Caroline Pidgeon Cllr Lorraine Zuleta (2 vacancies)

Greater London Provincial Council

Representative	Deputies
No representative positions	Cllr Lorraine Zuleta Cllr Caroline Pidgeon

ALG Education Panel

Representative	Deputy
Cllr Bob Skelly	Cllr Andy Simmons

ALG Housing Panel

Representative	Deputy
Cllr Beverley Bassom	Cllr Fiona Colley

ALG Health & Social Care Panel

Representative	Deputy
Cllr Catriona Moore	Cllr Dora Dixon-Fyle

ALG Culture & Tourism Panel

Representative	Deputy
Cllr Bob Skelly	Cllr Sarah Welfare

ALG Crime and Public Protection (formerly Community Safety & Policing Panel)

Representative	Deputy
Cllr Richard Porter	Cllr Alison Moise

ALG Economic Development Panel

Representative	Deputy
Cllr Catherine Bowman	Cllr Paul Bates

London Housing Unit Committee (Sectoral Joint Committee)

Representative
Cllr Beverley Bassom

London Housing Unit Executive Sub-Committee

Representative
Cllr Beverley Bassom

London Caribbean Partnership Group

Representative	Deputy
Cllr Aubyn Graham	Cllr Vicky Naish

ALG - Lead Member for Equalities

No nomination made

ALG Limited Company

Representative
Councillor Nick Stanton

276 **BEST VALUE REVIEW PROGRAMME 2003/04** (see pages 6129 to 6137)

This item had not been circulated 5 clear days in advance of the meeting. The Chair accepted the item as urgent to enable work to commence on the 2003/04 review programme.

RESOLVED: That the Best Value review programme for 2003/04 be agreed.

277 **MOTION SUBMITTED IN ACCORDANCE WITH COUNCIL PROCEDURE RULE 3.9 – BUS ROUTES** (see pages 6138 to 6141)

This item had not been circulated 5 clear days in advance of the meeting. The Chair accepted the item as urgent as the motion any positive outcome arising from the consideration of the motion will be delayed further if the item was not considered at this meeting.

RESOLVED: That the Executive Member for Environment and Transport liaise with officers on identified problem bus routes in the borough and report back in writing to Members.

278 **MOTION SUBMITTED IN ACCORDANCE WITH COUNCIL PROCEDURE RULE 3.9 – SCRUTINY OF THE IMPLEMENTATION OF THE ICT AND CORPORATE CALL CENTRE PROJECTS** (see pages 6142 to 6144)

This item had not been circulated 5 clear days in advance of the meeting. The Chair accepted the item as urgent as the Assistant Chief Executive intended to submit a monitoring report relating to the matter under consideration to the next meeting of the Executive. Consideration of the issues contained in this item may have had an impact on what information was to be provided to the next meeting of the Executive.

- RESOLVED:**
1. That it be noted that the substantial investment in ICT and in the Corporate Call Centre approved in the 2003/4 budget are major financial commitments and have the power, if well planned and implemented, to improve the Council's service delivery and efficiency. That it also be noted that if these developments are not well planned and implemented they could result in service failures, inefficiency and huge waste of resource.
 2. That officers therefore be instructed to produce a clear programme of detailed timely and regular scrutiny by both Executive and Scrutiny members of the planning, specification, business redesign and implementation of the key elements of the ICT and Corporate Call Centre projects.'
 3. That the decisions already taken by the Executive with regard to procurement and scrutiny which set out a quarterly monitoring and reporting programme be noted.
 4. That the amendment further setting out the decisions regarding a programme for scrutiny, tabled at Council Assembly on 26th March 2003 be noted.
 5. That it be noted that the first monitoring report is timetabled for the Executive meeting of 17th June 2003.
 6. That the appointment of the new Project Manager and the deployment of project management tools as recommended by the Office of the Deputy Prime Minister (ODPM) and the Audit Commission be noted and welcomed.

279 **INTERIM STRATEGIC MANAGEMENT ARRANGEMENTS AND TERMS OF REFERENCE FOR REVIEW OF LONG-TERM OPTIONS FOR EDUCATION SUPPORT SERVICES IF ATKINS CONTRACT IS TERMINATED – OPEN REPORT**
(see pages 6145 to 6149)

This item had not been circulated 5 clear days in advance of the meeting. The Chair accepted the item as urgent as the procurement of the interim arrangements had to be agreed by 20 May 2003 to allow adequate transition from Atkins to any new provider to take place in July 2003, if the Atkins contract was to be terminated.

A letter from Unison was circulated at the meeting.

- RESOLVED:**
1. That it be noted that the Executive will be recommended in the closed part of the meeting to:
 - approve the invitation to tender (ITT) and draft contract for the interim strategic management arrangements.
 - approve those organisations to be invited to provide the interim strategic management arrangements.
 - Approve the specification for the long-term review of the options for providing LEA services.
 - Approve those organisations to be invited to undertake the review.
 2. That the Chief Executive be authorised to approve any further changes to the ITT and the longer-term review specification in conjunction with the Executive Member for Education.

NOTE:

In accordance with the provisions of Section 20.1(3) of the Overview and Scrutiny Procedure Rules (Decisions for Urgent Implementation), the Chair of Overview & Scrutiny Committee has agreed that the decisions relating to this item may be treated as a matter of urgency and are therefore not subject to call-in.

EXCLUSION OF PRESS AND PUBLIC

RESOLVED: That the public be excluded from the meeting for the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in paragraphs 1, 8, 9, 10 and 12 Access to Information Procedure Rules of the Constitution.

The following is a summary of the decisions taken in the closed section of the meeting.

539 **OLM CONTRACT VARIATION: IMPLEMENTING A DEPARTMENTAL SOCIAL SERVICES CLIENT RECORD INFORMATION SYSTEM**

The Executive agreed to an exemption from tendering in order to vary an existing contract for the provision of a Children's Services Client Information System to include additional services necessary to complete the system implementation.

The Executive also agreed to an exemption from tendering in order to extend the existing contract to cover the Community Care Division and thereby have a single IT system across the Social Services Department.

The Executive agreed a revised budget to support the contract variation.

540 **DISPOSAL OF FREEHOLD INTEREST IN 262 – 284 LYNTON ROAD, LONDON SE 16**

The Executive authorised the grant of a building lease to the proposed developer subject to various terms.

541 **CHILDREN LOOKED AFTER RESIDENTIAL TENDER – SELECTION OF PREFERRED PROVIDER**

The Executive awarded preferred provider status for a contract to provide the borough's children's residential homes under externalisation arrangements.

The Executive also agreed to officers proceeding to the next stage of the tender process and undertaking detailed negotiations with the selected preferred provider, with a view to agreeing a final contract for the service.

The Executive requested a further report prior to any contract award on the final contractual proposals resulting from the negotiated process.

542 **INTERIM STRATEGIC MANAGEMENT ARRANGEMENTS AND TERMS OF REFERENCE FOR REVIEW OF LONG-TERM OPTIONS FOR EDUCATION SUPPORT SERVICES IF ATKINS CONTRACT IS TERMINATED**

The Executive approved the invitation to tender (ITT), draft contract for the interim strategic management arrangements and the specification for the long-term review of the options for providing LEA services.

The Executive also approved a list of organisations to be invited to undertake the review and noted the current progress in negotiating termination of the existing contract for the supply of education support services with WS Atkins.

NOTE:

In accordance with the provisions of Section 20.1(3) of the Overview and Scrutiny Procedure Rules (Decisions for Urgent Implementation), the Chair of Overview & Scrutiny Committee has agreed that the decisions relating to this item may be treated as a matter of urgency and are therefore not subject to call-in.

543 **COMMENTS OF OVERVIEW & SCRUTINY COMMITTEE IN RESPECT OF INTERIM STRATEGIC MANAGEMENT ARRANGEMENTS AND TERMS OF REFERENCE FOR REVIEW OF LONG-TERM OPTIONS FOR EDUCATION SUPPORT SERVICES IF ATKINS CONTRACT IS TERMINATED**

The Executive considered and agreed the recommendations of the Overview & Scrutiny Committee in respect of the interim strategic management arrangements and terms of reference for review of long-term options for education support services if the Atkins contract is terminated.

The meeting ended at 8.58p.m.

CHAIR:

DATED:

DEADLINE FOR NOTIFICATION OF CALL-IN UNDER SECTION 18 OF THE OVERVIEW AND SCRUTINY PROCEDURE RULES IS MIDNIGHT, WEDNESDAY 28TH MAY 2003.

WITH THE EXCEPTION OF ITEMS 279 AND 542 (WHICH ARE SUBJECT TO URGENT IMPLEMENTATION), THE ABOVE DECISIONS WILL NOT BE IMPLEMENTABLE UNTIL AFTER THAT DATE. SHOULD A DECISION OF THE EXECUTIVE BE CALLED-IN FOR SCRUTINY, THEN THE RELEVANT DECISION WILL BE HELD IN ABEYANCE PENDING THE OUTCOME OF SCRUTINY CONSIDERATION.