

Cabinet

MINUTES of the OPEN section of the Cabinet held on Tuesday 17 April 2012 at 4.00 pm at 160 Tooley Street, London SE1 2QH

PRESENT: Councillor Peter John (Chair)
Councillor Ian Wingfield
Councillor Fiona Colley
Councillor Dora Dixon-Fyle
Councillor Barrie Hargrove
Councillor Richard Livingstone
Councillor Catherine McDonald
Councillor Abdul Mohamed
Councillor Veronica Ward

1. APOLOGIES

All members were present.

2. NOTIFICATION OF ANY ITEMS OF BUSINESS WHICH THE CHAIR DEEMS URGENT

There were no urgent items.

3. DISCLOSURE OF INTERESTS AND DISPENSATIONS

There were no disclosures of interests or dispensations.

4. PUBLIC QUESTION TIME (15 MINUTES)

The following public question was asked by Mr Jeff Kelland:

Does the council think the cleaning of windows at the front of it's offices at 160 Tooley Street at 0130am on a weekday using a cherrypicker and supervised by security staff is reasonable and neighbourly behaviour as occurred in the early hours of Thursday, 29 March ?

Response by Councillor Richard Livingstone

“The actions of the contractor on behalf of the council were clearly not reasonable or neighbourly. Good relationships with our residential neighbours are of paramount importance and the council can only apologise for this very unfortunate incident and the disturbance that it caused.

As part of the buildings periodic external window clean the windows on the front elevation had been previously cleaned by a 'reach and wash' system during working hours but at high level this failed to clean to the required standard primarily due to the trees at the front of the building on Tooley Street. The window cleaning contractors were instructed to return to meet the required quality standard. Over the night of Wednesday 28 March and the early hours of Thursday 29 March the contractor was undertaking work to other non council buildings in the vicinity of Tooley Street using a cherry picker and unfortunately, without prior arrangement or agreement from the council, they returned at 00.30hrs on Thursday morning to the front elevation at Tooley Street to clean the windows again.

All window cleaning operations at Tooley Street are normally carried out during the working day and had we received prior notification of their intention to return at this time this would not have been approved in any circumstances. The contractors concerned have been dealt with very strongly and we can assure our neighbours that this will not be repeated.”

5. MINUTES

RESOLVED:

That the minutes of the meeting held on 20 March 2012 be approved as a correct record and signed by the chair.

6. DEPUTATION REQUESTS

There were no deputation requests.

7. REVIEW OF CHILDHOOD OBESITY AND SPORTS PROVISION FOR SECONDARY AND PRIMARY CHILDREN - REPORT OF THE EDUCATION AND CHILDREN'S SERVICES SCRUTINY SUB-COMMITTEE

Councillor David Hubber, chair of the education and children's services scrutiny sub-committee presented the report to cabinet.

RESOLVED:

That the recommendations of the review of childhood obesity and sports provision for secondary and primary children undertaken by the education and children's services scrutiny sub-committee (attached as appendix A to the report) be noted, and that Councillor Catherine McDonald, cabinet member for children's services bring back a report to cabinet, in order to respond to the overview and scrutiny

committee by June 2012.

8. REVIEW OF LEASEHOLDER CHARGING IN SOUTHWARK - REPORT OF THE HOUSING AND COMMUNITY SAFETY SCRUTINY SUB-COMMITTEE

Councillor Gavin Edwards, chair of the housing and community safety scrutiny sub-committee presented the report to cabinet.

RESOLVED:

That the recommendations of the review of leaseholder charging in Southwark, undertaken by the housing & community safety scrutiny sub-committee (attached as Appendix 1 to the report) be noted and that Councillor Ian Wingfield, the cabinet member for housing management, bring back a report to cabinet, in order to respond to the overview and scrutiny committee by June 2012.

9. GATEWAY 1 - PROCUREMENT STRATEGY APPROVAL - LEASEHOLD AND ANCILLARY PROPERTIES BUILDINGS INSURANCE

RESOLVED:

Decisions of the Cabinet

1. That the procurement strategy outlined in the report for the leasehold and ancillary properties buildings insurance contract for a period of 3 years, with an option to extend for 2 twelve month extensions, making an estimated contract value of £17m be approved.
2. That it be noted that in the event that tender bids are significantly higher than the current contract price, the option to extend the current contract may be exercised and would form the subject of a separate Gateway 3 report.

Decision of the Leader

3. That authority be delegated to the cabinet member for housing management to award the contract for the reasons set out in paragraph 10 of the report.

10. GATEWAY 1 - PROCUREMENT STRATEGY APPROVAL - LIFT MAINTENANCE AND REPAIRS CONTRACT

RESOLVED:

1. That the procurement strategy outlined in the report for the lift maintenance and repairs contracts – Contract A – north of the borough at an estimated annual cost of £696,803.40 and Contract B – south of the borough at an estimated annual cost of £464,535.60, for a period of 5 years from 1 October 2013, with the potential for 2 twelve month extensions, subject to performance, making an estimated contract value of £8,129,373.00 be approved.

2. That it be noted that the rationale behind the geographical division of contract areas is based on the need to ensure efficient delivery of the service.

11. SOUTHWARK COUNCIL'S EQUALITY OBJECTIVES

RESOLVED:

That the addition of the proposed equality objectives to those already in the council plan (see Appendix A of the report) be agreed.

12. APPROVAL TO ENTER GRANT AGREEMENT WITH THE GLA FOR THE GATEWAY TO PECKHAM PROJECT

RESOLVED:

That it be agreed in principle to enter into a grant agreement with the Greater London Authority for the Gateway to Peckham project and the strategic director of communities, law & governance be authorised in consultation with the deputy chief executive to approve the detailed terms and conditions of the grant agreement.

13. ACQUISITION OF FREEHOLD INTEREST IN 66 & 68 AMBERGATE STREET, SE17

RESOLVED:

1. That the terms outlined in the report for the acquisition of the freehold interest in 66 & 68 Ambergate Street, SE17 ("the Property") plus the payment of compensation to the existing secure tenants for home loss and disturbance, along with statutory costs be approved.
2. That once acquired and full vacant possession has been achieved, the head of property be authorised to market for sale the council's unencumbered freehold interest in the property. The results of this marketing exercise to be brought to cabinet for approval and further recommendation.

14. SELECTION OF PREFERRED DEVELOPER FOR LAND TRANSFER AYLESBURY SITE 7 (1-50 WOLVERTON)

RESOLVED:

1. That the disposal of Site 7 Aylesbury Estate on the principal terms set out in the closed version of the report be agreed.
2. That delegated authority be given to the director of regeneration to agree any variations to these terms that may be necessary to achieve the disposal in the light of further negotiations and securing full planning consent.

3. That in the event that the proposed disposal does not proceed to exchange, that delegated authority be given to the director of regeneration to agree the terms of a sale with any one of the under bidders set out in the report provided that these terms conform with the council's legal obligation to achieve the best consideration reasonably obtainable.

15. ESTABLISHMENT OF A SHADOW HEALTH AND WELLBEING BOARD

RESOLVED:

Decision of the Cabinet

1. That the establishment of a shadow Health and Wellbeing Board be agreed.

Decision of the Leader of the Council

2. That the non-statutory membership for the shadow Health and Wellbeing Board be appointed (in line with Appendix A of the report) for a fixed-term until 31 March 2013, that is for the period prior to the Board becoming a statutory committee of the Council.

EXCLUSION OF PRESS AND PUBLIC

That the press and public be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in category 3 of paragraph 10.4 of the Access to Information Procedure Rules of the Southwark Constitution.

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

16. MINUTES

The minutes of the closed section of the meeting held on 20 March 2012 were approved as a correct record and signed by the chair.

17. ACQUISITION OF FREEHOLD INTEREST IN 66 & 68 AMBERGATE STREET, SE17

The cabinet considered the closed information relating to this report. See item 13 for decision.

18. SELECTION OF PREFERRED DEVELOPER FOR LAND TRANSFER AYLESBURY SITE 7 (1-50 WOLVERTON)

The cabinet considered the closed information relating to this report. See item 14 for decision.

The meeting ended at 5.45pm

CHAIR:

DATED:

DEADLINE FOR NOTIFICATION OF CALL-IN UNDER SECTION 21 OF THE OVERVIEW AND SCRUTINY PROCEDURE RULES IS MIDNIGHT, 24 APRIL 2012.

THE ABOVE DECISIONS WILL NOT BE IMPLEMENTABLE UNTIL AFTER THAT DATE. SHOULD A DECISION OF THE CABINET BE CALLED-IN FOR SCRUTINY, THEN THE RELEVANT DECISION WILL BE HELD IN ABEYANCE PENDING THE OUTCOME OF SCRUTINY CONSIDERATION.