

EXECUTIVE

Minutes of the meeting held on 18 May 2016 starting at 7.00 pm

Present

Councillor Stephen Carr (Chairman)
Councillors Graham Arthur, Robert Evans, Peter Fortune,
Kate Lymer and Peter Morgan

Also Present

Councillor Nicholas Bennett J.P. and Councillor Angela
Wilkins

1 APOLOGIES FOR ABSENCE

Apologies were received from Cllr Colin Smith.

Apologies were also given on behalf of Cllr Simon Fawthrop as Chairman of the Executive and Resources PDS Committee.

2 DECLARATIONS OF INTEREST

There were no declarations.

3 TO CONFIRM THE MINUTES OF THE MEETING HELD ON 23RD MARCH 2016

The minutes were agreed.

4 QUESTIONS FROM MEMBERS OF THE PUBLIC ATTENDING THE MEETING

Two questions were received for written reply. Details of the questions and replies are at **Appendix A**.

5 UPDATE ON PORTFOLIO HOLDERS, APPOINTMENT OF EXECUTIVE ASSISTANTS AND MEMBER WORKING GROUPS AND APPOINTMENT OF MEMBERS TO THE BROMLEY ADOPTION PANEL

Report CSD16073

Members noted appointments by the Leader of the Council to help with administration of Executive business during 2016/17. Elected Member representation on the Bromley Adoption Panel for 2016/17 was also confirmed. Details of the appointments were tabled at the meeting. This additionally included appointments by the Leader to the Health and Wellbeing

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Board, Crystal Palace Park Project Board, and Children's Board (reference to these Boards being omitted from Report CSD16073).

The Special Education Needs (SEN) Working Party was no longer needed and would cease with immediate effect. The Group had originally been established a number of years previously to look at issues pertinent at the time but more recently there had been less clarity on its role and function.

RESOLVED that:

(1) the Leader of the Council's appointment of Executive Members for 2016/17 along with their Portfolio responsibility be noted as –

- **Councillor Stephen Carr, Leader of the Council**
- **Councillor Colin Smith, Deputy Leader of the Council and Portfolio Holder for the Environment**
- **Councillor Graham Arthur, Portfolio Holder for Resources**
- **Councillor Robert Evans, Portfolio Holder for Care Services**
- **Councillor Peter Fortune, Portfolio Holder for Education**
- **Councillor Kate Lymer, Portfolio Holder for Public Protection and Safety**
- **Councillor Peter Morgan, Portfolio Holder for Renewal and Recreation;**

(2) the Leader of the Council's appointment of Executive Support Assistants for 2016/17 be noted as –

Councillor Will Harmer – Leader's Assistant
Councillor Lydia Buttinger - Environment
Councillor Tom Philpott – Education
Councillor Diane Smith - Care Services

(3) the Leader of the Council's appointment of Members to the following Working Parties/Group/Boards and Advisory Panel for 2016/17 be noted

- **Town Centre Working Party**
Cllr Vanessa Allen
Cllr Julian Benington
Cllr Stephen Carr
Cllr Peter Dean
Cllr Nicky Dykes
Cllr Will Harmer
Cllr William Huntington-Thresher
Cllr Alexa Michael
Cllr Peter Morgan
Cllr Colin Smith
Cllr Michael Tickner

- **Child Safeguarding and Corporate Parenting Working Party**

Cllr Nicholas Bennett
Cllr Ian Dunn
Cllr Judi Ellis
Cllr Robert Evans
Cllr Peter Fortune
Cllr Kate Lymer
Cllr Tom Philpott
Cllr Diane Smith
Cllr Pauline Tunncliffe

- **Local Development Framework Advisory Panel**

Cllr Vanessa Allen
Cllr Nicholas Bennett
Cllr Eric Bosshard
Cllr Stephen Carr
Cllr Peter Dean
Cllr Nicky Dykes
Cllr Simon Fawthrop
Cllr William Huntington-Thresher
Cllr Charles Joel
Cllr Russell Mellor
Cllr Alexa Michael
Cllr Peter Morgan
Cllr Colin Smith
Cllr Melanie Stevens
Cllr Stephen Wells

(Democratic Services Note - following the meeting it was confirmed that Cllr Lydia Buttinger would not be a Member of the Local Development Framework Advisory Panel for 2016/17)

- **Constitution improvement Working Group**

Cllr Graham Arthur
Cllr Julian Benington
Cllr Nicholas Bennett
Cllr Stephen Carr
Cllr Mary Cooke
Cllr Robert Evans
Cllr David Livett
Cllr Tony Owen
Cllr Tim Stevens
Cllr Colin Smith
Cllr Angela Wilkins

- **Health and Wellbeing Board**

Cllr Stephen Carr
Cllr David Jeffreys (Chairman)
Cllr Diane Smith (Vice Chairman)
Cllr Ruth Bennett
Cllr Ian Dunn
Cllr Robert Evans
Cllr Colin Smith
Cllr Pauline Tunncliffe

(Democratic Services Note - following the meeting it was confirmed that Cllr William Huntington-Thresher and Cllr Angela Page would not be Members of the Health and Wellbeing Board for 2016/17)

- **Crystal Palace Park Project Board**

Cllr Stephen Carr (Chairman)
Cllr Peter Morgan
Cllr Colin Smith
Cllr Angela Wilkins

- **Children's Board**

Cllr Nicholas Bennett
Cllr Stephen Carr (Chairman)
Cllr Judi Ellis
Cllr Robert Evans
Cllr Peter Fortune
Cllr Kate Lymer

(4) Member representation on the Bromley Adoption Panel, 2016/17, be confirmed as –

Cllr Alan Collins
Cllr Diane Smith
Cllr Stephen Wells

(5) the SEN Working Party ceases to operate with immediate effect.

6 BETTER CARE FUND - LOCAL PLAN 2016/17

Report CS16039

On 21st April 2016, the Health and Wellbeing Board resolved to note the Better Care Fund Local Plan for 2016/17 and agree the Plan for submission to NHS England. The Board's authorisation is a formal requirement of NHS England as is the Chairman's signature on the plan. Although aligning L B Bromley and Clinical Commissioning Group (CCG) priorities remain an

ongoing challenge, significant progress had been made in developing an integration plan for 2017.

The report to the Health and Well Being Board was appended to Report CS16039 as was the full Local Plan. The Better Care Fund (this year standing at £21.611m), largely created from CCG baselines and not new monies, puts a requirement on CCGs and Local Authorities to pool budgets - commissioners then use the pooled fund to integrate and join up services for the benefit of local residents.

RESOLVED that the following be noted:

(1) the report to the Health and Wellbeing Board and the Board's decision to approve Bromley's Local Plan; and

(2) the Local Plan submission to NHS England for 2016/17.

**7 AUTHORISATION TO PROCURE SPECIAL EDUCATIONAL
 NEEDS PLACEMENTS THROUGH A DYNAMIC PURCHASING
 SYSTEM**

Report ED16031

A Dynamic Purchasing System (DPS) had been established in partnership with nine South London Local Authorities to procure Special Educational Needs (SEN) placements from Independent Specialist Providers (ISP), with Croydon Council acting as host for the DPS.

Approval was sought to enter into the DPS via an Operating Agreement with the host Authority for a four year period.

Although the default price/quality ratio for evaluating bids through the DPS is 40:60, it was confirmed that the system will allow the Council to refine tenders to its own requirements. As such, tender criteria could be set to a 60:40 price/quality ratio.

Rather than grant the Director of Education delegated authority to renew participation after the initial four year period (in consultation with the Portfolio for Education and the Directors of Corporate Services and Finance), Members preferred to review performance after a three year period.

RESOLVED that:

(1) entering into an Operating Agreement (subject to review and approval by the Director of Corporate Services) with L B Croydon as the host authority for participation in the DPS for a four year period be authorised; and

(2) a further report be presented to the Executive after a three year period reviewing performance of the DPS.

**8 GATEWAY REVIEW 1/2 APPROVAL OF 2016/2017
EDUCATION BUILDING MAINTENANCE BUDGETS,
EDUCATION PLANNED MAINTENANCE PROGRAMME AND
PREFERRED PROCUREMENT OPTIONS**

Report DRR16/047

Report DRR16/047 outlined an Education Planned Maintenance Programme along with budget and criteria for assembling the programme and a preferred procurement option.

The 2016/17 budget for Education Building Maintenance comprised £957,888, with £457,888 controlled by Operational Property Services and £500,000 controlled by Education, Care and Health Services.

RESOLVED that:

- (1) overall expenditure of £957,888 for the maintenance budget for education buildings in 2016/2017 be approved;**
- (2) the criteria used to assemble the planned maintenance programme be approved;**
- (3) the proposed education planned maintenance programme at Appendix A to Report DRR16/047 be approved;**
- (4) authority be delegated to the Director of Corporate Services to vary the planned programme where such action is considered necessary to either protect the Council's assets or make the most effective use of resources;**
- (5) the preferred procurement option and method to be used be approved;**
- (6) authority be delegated to the Director of Corporate Services to select the most economically advantageous tender for any individual item of expenditure under the approved programme referred to at (1) – (5) above;**
- (7) the Director of Regeneration and Transformation be authorised to submit planning applications where appropriate in respect of schemes identified in the education planned maintenance programme;**
- (8) as part of the £957,888 budget, £500k be allocated to Suitability/ Health and Safety, Security, and Seed Challenge programmes, and responsibility be delegated for management to the Director of Education;**

(9) a sum of £93,500 be vired to the Basic Need Programme in accordance with the recommendation at paragraph 3.11 of Report DRR16/047; and

(10) the Director of Education be authorised to submit planning applications in respect of schemes in the Suitability/ Health and Safety, Security, and Seed Challenge programmes.

9 CIVIC CENTRE DEVELOPMENT STRATEGY STAGE 2 REPORT: BUSINESS CASE

Report DRR16/045

A Development Strategy Stage 2 report refined the option for the Civic Centre selected by Executive on 17th September 2015, the report confirming the Civic Centre redevelopment as an affordable and implementable strategy meeting Council objectives.

Members were recommended to approve the Option 2 scheme which included retention of North Block, Stockwell Building and Reception and the demolition and rebuilding of Adventure Kingdom to create a new Democratic Hub/ multi-purpose space. The Palace and Council Chamber were not recommended for retention and the boundaries of the proposed park land and developable site area shown at Appendix 3 to Report DRR16/045 were recommended for approval.

Approval was also sought to market the surplus site in accordance with the consultant's recommendations and to include the project in the capital programme to be funded from capital receipts.

A developable site area took into account the proposed Civic buildings, the park land, site constraints, the setting of the Palace and other listed structures, and the surrounding area. Alternative masterplans indicated a variety of dwelling types and densities for the developable area, showing how the site could be redeveloped. The masterplans also enable an assessment to be made of potential capital receipts from differing types of redevelopment.

The Council as landowner had submitted a planning representation as part of the Local Plan process and an extract from the submitted landowner representation was appended to Report DRR16/045. An indicative programme for the project was also appended to the report, the consultant recommending two concurrent activities - marketing of the site and design development/ tender for construction work.

In discussion it was considered necessary for development to be in keeping with the site. There was a strong economic and planning case for the scheme.

Noting the option to demolish and rebuild the present site of Adventure Kingdom as a new Council Chamber/multi-purpose venue with café linked to an external garden, it was felt that the new Hub should retain an appropriate level of gravitas in keeping with the serious nature of a Council Chamber and democratic surroundings.

Concerning traffic to Rafford Way, the level of additional vehicle movements was considered small; with the preferred level of density it was thought that traffic movements could be managed to prevent congestion. Members and officers would need to be convinced on the acceptability of any future development.

At their meeting on 12th May 2016 the Executive and Resources PDS Committee proposed an additional recommendation to authorise the Director of Corporate Services to seek expert legal advice. This was supported.

RESOLVED that:

- (1) the Option 2 scheme which includes the retention of North Block, Stockwell Building and Reception and the demolition and rebuilding of the Adventure Kingdom to create a new Democratic Hub/ multi-purpose space be approved;**
- (2) the Palace and Council Chamber should not be retained;**
- (3) inclusion of the sum of £14.1m in the Capital Programme (Option 2), which will be funded from capital receipts, be approved subject to the approval of Full Council;**
- (4) procurement of the Project Delivery Team at a cost of £365k as set out at paragraph 3.50 of Report DRR16/045 be approved;**
- (5) the carry forward of general underspends totalling £200k be approved to meet the cost of document management (see paragraph 3.17 of Report DRR16/045);**
- (6) the area of open space delineated at Appendix 3 to Report DRR16/045 be approved with officers instructed to appropriate it for use as a park in accordance with the requirements of Section 122 of the Local Government Act 1972;**
- (7) the boundary of the developable site area outlined at Appendix 3 to Report DRR16/045 be approved, with officers instructed to appropriate the area to planning at the appropriate time in accordance with the requirements of Section 237 of the Town and Country Planning Act;**
- (8) a conditional, subject to planning, disposal of the developable site area be approved;**

(9) use of the consultancy services framework and contractor framework outlined in Report DRR16/045 be approved;

(10) submissions and representations to the Development Plan (Local Plan) process continue to be made and followed up; and

(11) the Director of Corporate Services be authorised to seek advice from suitably qualified and experienced counsel on the application of, and management of, the covenants relating to the land, should he deem it appropriate to do so - any such advice being funded from money allocated to the project costs.

10 PETITION - KNOLL AREA OF SPECIAL RESIDENTIAL CHARACTER (ASRC)

Report CSD16046

At the full Council meeting on 22nd February 2016 Members received a petition from the Knoll Residents Association asking the Council to designate an area of Petts Wood and Knoll ward (and including a small part of Orpington ward) as an Area of Special Residential Character (ASRC). The petition was referred by Council to the Development Control Committee and the Executive for consideration with a recommendation that the matter is formally considered through the Local Plan process.

The full prayer of the petition read:

“To safeguard the distinctive character of the Knoll Area (broadly the area bounded by Dale Wood Road, Crofton Lane, Lynwood Grove cutting across to Irvine Way, Broxbourne Road, Chislehurst Road, Orpington High Street continuing into Sevenoaks Road until the railway line) by designating it an Area of Special Residential Character. We, the undersigned, are adult residents of the Knoll and petition the London Borough of Bromley to designate the Knoll area an ASRC.”

The outcome of consideration by the Development Control Committee was tabled, as recorded in published minutes of the Committee’s meeting on 19th April 2016, and it was **RESOLVED that the merits of establishing a Knoll Area of Special Residential Character (ASRC) be formally considered through the Local Plan process, and the petition be included as a submission seeking the change.**

11 CONSIDERATION OF ANY OTHER ISSUES REFERRED FROM THE EXECUTIVE AND RESOURCES POLICY DEVELOPMENT AND SCRUTINY COMMITTEE

There were no additional issues to be reported from the Executive and Resources PDS Committee.

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- 12 LOCAL GOVERNMENT ACT 1972 AS AMENDED BY THE LOCAL GOVERNMENT (ACCESS TO INFORMATION) (VARIATION) ORDER 2006 AND THE FREEDOM OF INFORMATION ACT 2000**
- 13 EXEMPT MINUTES OF THE MEETING HELD ON 23RD MARCH 2016**

Exempt minutes of the meeting held on 23rd March 2016 were agreed.

14 GROWTH FUND REVIEW

Report DRR16/048

Members were updated on progress with the Growth Fund with a number of recommendations related to the way forward.

15 REVISION TO THE EXCHEQUER SERVICES SPECIFICATION - REAL TIME INFORMATION

Report FSD16030

As a result of the introduction by the Department for Work and Pensions (DWP) of Real Time Information (RTI), it was proposed that certain provisions in the Exchequer services contract with Liberata be suspended and replaced with a revised process and conditions.

16 CIVIC CENTRE DEVELOPMENT STRATEGY STAGE 2 REPORT: BUSINESS CASE

Report DRR16/046

Linked to the Part 1 report, Members received Part 2 information on legal and financial implications related to the Development Strategy.

Chairman

The Meeting ended at 8.02 pm

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Questions from Patricia Suarez for Written Reply

1. What (if any) are the Council's plans to improve our parks?

Reply

Since the commissioning of the Parks, Greenspace and Countryside service to The Landscape Group, (TLG) in June 2015, a strategy document has been published which sets out the broad aims and aspirations for the Authority's publically accessible landholding. Additionally, a continually revised Action Plan sets out specific, project-by-project details of planned improvements to parks and other Council landscapes.

2. When is Whitehall Rec going to get the matching funds promised for which the community has worked so hard? If matching funds continue to be withdrawn and this wipes away community spirit, does the Council have a plan for the parks?

Reply

Match funding will be released upon the completion of a successful bid for substantive funding from elsewhere, a search for which continues to be actively pursued.

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