

EXECUTIVE

Minutes of the meeting held on 16 November 2011 starting at 7.00 pm

Present:

Colin Smith (Deputy Leader, in the Chair)
Councillors Graham Arthur, Robert Evans, Peter Morgan,
Ernest Noad and Tim Stevens

Also Present:

Councillor Eric Bosshard, Councillor Peter Fookes,
Councillor Russell Mellor and Councillor Stephen Wells

88 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillor Steven Carr.

89 DECLARATIONS OF INTEREST

There were no declarations of interest reported.

90 CONFIRMATION OF MINUTES

A) Minutes of the meeting held on 19th October 2011

RESOLVED that the minutes of the meeting held on 19th October 2011, excluding exempt information, be confirmed as a correct record.

B) Matters Arising Report LDCS11130

RESOLVED that the report be noted.

91 QUESTIONS FROM COUNCILLORS AND MEMBERS OF THE PUBLIC ATTENDING THE MEETING

Councillor Getgood had submitted two written questions and full details with the answers are set out in the appendix to these minutes.

92 CAPITAL PROGRAMME 2011/12

Report RES11126

Members received a report summarising the current position on capital expenditure and receipts following a more detailed monitoring exercise carried

out after the second quarter 2011/12 and seeking support for approval of a revised Capital Programme. In response to the views expressed at the July Executive meeting (Minute 38 – 20.007.11 refers) concerning the major level of slippage on schemes a more robust approach had been taken with the introduction of challenge and review. The Resources Portfolio Holder was pleased to see that a re-examination of the monitoring procedures had been undertaken and commended the additional challenges to the rephrasing of schemes. He raised queries in respect of expenditure for Christmas lights for Beckenham Town Centre and the possible use of future uncommitted Section 106 monies. The Portfolio Holder for Renewal & Recreation advised that the cost of Christmas lighting in Bromley, Orpington and Penge Town Centres was being paid for out of grants from the Mayor's Outer London Fund. Unfortunately the bid for Beckenham had been unsuccessful but traders had been told that Bromley would provide match funding in respect of monies raised by local businesses and he was confident arrangements were in hand for a display of lights in Beckenham. The Finance Director responded concerning the future use of Section 106 contributions and advised that monitoring reports were submitted every 6 months to the Executive and Resources PDS Committee on the allocations and that comments raised could be reflected in the next monitoring report. Comments raised included future use of funding towards Extra Care Housing at Bromley Common and possible new community facilities. The Finance Director agreed to deal with queries raised by Councillor Evans on Appendix C of the report.

RESOLVED that approval be given for the following amendments to the Capital Programme:

- (i) the addition of £521k for the expansion of the Composting For All service, funded by grant from the London Waste & Recycling Board as detailed in paragraph 3.2 of the report;**
- (ii) the addition of £226k in respect of GLA Outer London Fund support for Christmas lights in town centres as detailed in paragraph 3.3 of the report;**
- (iii) the addition of £140k in 2011/12 in respect of a revenue contribution to The Highway Primary School rebuild scheme as detailed in paragraph 3.4 of the report;**
- (iv) the deletion of residual budgets no longer required, totalling £382k, as detailed in paragraph 3.5 of the report;**
- (v) funding arrangements for capital scheme overspends in 2010/11 – revenue contributions totalling £83k in 2011/12 and capital scheme virements totalling £60k in 2011/12 as detailed in paragraph 3.6 of the report; and**
- (vi) in the CYP Capital Programme – various virements to allocate funding to individual schemes to match actual expenditure as detailed in paragraph 3.7 of the report.**

93 TRANSFORMING COMMUNITY EQUIPMENT SERVICES

This item was withdrawn from the agenda.

94 FORMAL CONSULTATION ON OUTLINE SERVICE PROPOSALS AND PROCUREMENT STRATEGY - INSPECTION OF STREET WORKS CONTRACT

Report ES11112

The current contract for the inspection of street works expired on 31st March 2013 and as it fell within the EU Procurement regulations options for the future of the service needed to be considered. The Director of Environmental Services advised that the contract was for the inspection of all street works done by utilities across the borough and the income generated was in excess of £1m a year which far exceeded the cost of the contract. In response to a query on the tender evaluation process the Head of Highway Network Management confirmed that this would be based on a 60% financial submission and 40% on the quality of the bid which was the standard split for such contracts. It was a question of balance but if submissions were received that were of poor quality they would not be considered further.

The report had been pre-scrutinised by both the Environment and Executive & Resources PDS Committees who had supported the proposals. However, the Environment PDS Committee had specifically commented on the term of the contract and favoured an initial three year period with the option of extending for two years along with a further option to extend for another two years depending on the commercial advantages.

RESOLVED that the proposal for a new contract to be entered into for the inspection of streetworks from 1st April 2013, following a competitive tendering process based on the arrangements outlined in the report and for a term of 3 years with possible extensions of two and then a further two years, be endorsed.

95 FORMAL CONSULTATION ON OUTLINE SERVICE PROPOSALS AND PROCUREMENT STRATEGY - STREET LIGHTING MAINTENANCE AND IMPROVEMENTS CONTRACT

Report ES11111

Consideration was given to a report proposing options for the future contract arrangements of the Street Lighting service, the current contract for which expired on 31st March 2013. As the Contract fell within the EU procurement regulations it was necessary to consider the arrangements well in advance. The proposals would allow the Council to take advantage of two options i.e. a straightforward retender for a new Contract for the Borough and to also use the new London Highways Alliance Contract which was a pan London

contract lead by Transport for London which would be available from April 2013 for a range of highway related works, including street lighting. That Contract would be for four areas and Bromley could be included in the South Area Contract. This would allow Bromley to choose the most advantageous submission from both tendering processes.

Both the Environment and Executive & Resources PDS Committees had pre-scrutinised the report and supported the proposals.

RESOLVED that the proposal for a new contract to be entered into for the maintenance and improvements of street lighting from 1st April 2013, following a competitive tendering process and comparison with the London Highways Alliance Contract, be endorsed.

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

There were no other issues to be reported from the Executive and Resources PDS Committee meeting on 14th November 2011.

**97 LOCAL GOVERNMENT ACT 1972 AS AMENDED BY THE
LOCAL GOVERNMENT (ACCESS TO INFORMATION)
(VARIATION) ORDER 2006 AND THE FREEDOM OF
INFORMATION ACT 2000**

RESOLVED the Press and Public be excluded during consideration of the items of business referred to below as it is likely that in view of the nature of the business to be transacted or the nature of the proceedings that if members of the Press and Public were present there would be disclosure to them of exempt information.

**The following summaries
refer to matters
involving exempt information**

98 EXTENSION OF WASTE MANAGEMENT CONTRACT

Consideration was given to a report proposing the extension of the current Waste Management Contract with Veolia Environmental Services which was approved by the Executive.

99 PURCHASE OF RESIDENTIAL PROPERTIES

Following the recommendation by the Executive (Minute 61 – 07.09.11 refers) and subsequent approval by Council on 24th October 2011 to the establishment of two Investment Funds, the Executive agreed certain arrangements for the purchase of properties in respect of the Investment and Regeneration Fund.

100 CAPITAL RECEIPTS

The Executive considered a schedule of anticipated capital receipts.

Chairman

The Meeting ended at 7.50 pm

EXECUTIVE MEETING

16th November 2011

WRITTEN QUESTIONS BY MEMBERS OF THE COUNCIL

From Councillor John Getgood of the Chairman of the Executive

1) Swimming Pool

Total Swimming would like to install a heated pool to Royston School in Penge for one term next year to introduce more of the children to swimming. In London more than 20% of all children cannot swim and if they come from an area of higher deprivation or from a BME group then they are twice as likely again not to be able to swim. The programme's aim is to teach 1000 people in the local area to swim. The £100,000 cost of the temporary installation of the pool and supporting programme is pre-funded by the Olympic legacy fund, the Mayor of London's office, the GLA, the Variety Club and the Amateur Swimming Association amongst others.

The local partners, usually the Local Authority, need to find just £18,000 to bring the Make A Splash pool and programme to Bromley. Bromley MyTime has refused to contribute. Will the council provide the funding to join other London Boroughs and the Mayor of London in making this project possible?

Reply:

No I'm afraid it won't.

As nice as it might be, there is no statutory obligation to spend money in this manner nor discretionary spend available to support such an initiative.

2) Crystal Palace Park

What rental income does Crystal Palace Park earn annually from events?

What rental is earned from and what are the lease agreements for the following Crystal Palace Park activities:

The		café?
The	Caravan	Park?
The		NSC?
Capel Manor?		

Reply:

Annual events:

2011/12 - taken so far this year **£15,620**

2010/11 total **£21,214**

Rental from the following lease agreements:

a) Crystal Palace Park Café

Let to the Executors of Mr A, who are holding over on a secure business lease. The current rent is £30,000 pa and the Council is responsible for external repairs.

b) The Caravan Park

Let to the Caravan Club until 2109. The rent varies from year to year as it depends upon the tenant's gross pitch income. The rent for 2010 was £31,620.10. The tenant is responsible for repairs.

c) The National Sports Centre

Let to the London Development Agency until 2131 at a peppercorn rent. The tenant is responsible for repairs.

d) Crystal Palace Park Farm (Capel Manor)

Let to the London Development Agency until 2131 at a peppercorn rent. The tenant is responsible for repairs. The property is sub-let to Capel Manor.