

LONDON BOROUGH OF CROYDON

To: all Members of the Council (via e-mail)
Access Croydon, Town Hall Reception

PUBLIC NOTICE OF KEY DECISIONS MADE AT THE CABINET MEETING ON 11 JULY 2016

In accordance with the Scrutiny and Overview Procedure Rules, the following decisions may be implemented from **1300 hours on 19 July 2016** unless referred to the Scrutiny and Overview Committee:

The following apply to each decision listed below

Reasons for these decisions:

are contained in the reports which can be downloaded on the Council's website:

<https://secure.croydon.gov.uk/akscroydon/users/public/admin/kabmenu.pl?cmte=CAB>

Other options considered and rejected:

are contained in the reports which can be downloaded on the Council's website:

<https://secure.croydon.gov.uk/akscroydon/users/public/admin/kabmenu.pl?cmte=CAB>

Details of conflicts of Interest declared by any Cabinet Member: none

The Leader of the Council has delegated to the Cabinet the power to make the decisions set out below:

AGENDA ITEM 8: Growth Zone – Overview and Financial Arrangements for Repayment

The Cabinet **RESOLVED**

- 1.1 To approve that the Council take forward the proposal for a Growth Zone for the designated area as set out in the report which will include:
 - a) agreement with CLG and GLA that the designated area is excluded from the local government finance system and that all growth in business rates is ring-fenced to the Growth Zone scheme
 - b) that the Council provide debt finance, backed by business rate growth, to fund the infrastructure required

AGENDA ITEM 10: The Council's financial position in relation to Business Improvement Districts (BIDs) and recommendation on new BID applications and BID renewal processes.

The Cabinet **RESOLVED**

To Agree that, during the period July 2016 - May 2018, and on receipt of a Business Improvement District (BID) proposal, whether for renewal of an existing BID or a new

BID, the Cabinet Member for Economy and Jobs in consultation with the Executive Director for Place be given delegated authority to:

- 1.1 Consider on behalf of the Council as billing authority, whether the proposal conflicts with any formally adopted policy of the Council, and, if it does, give notice of this in accordance with the BID regulations;
- 1.2 Determine whether the Council should support the BID proposal and if so, to vote yes on its behalf in the BID ballot. If a 'no' vote is proposed, this will be referred to Cabinet for further consideration;
- 1.3 Formally manage the ballot process in accordance with the BID regulations;
- 1.4 That subject to a 'yes' vote at ballot by the relevant business community for the BID in question, the Council as relevant local billing authority will manage the billing and collection of the additional levy, and its transfer to the BID company. In the event of a 'no' vote, that the costs of the ballot be recovered from the BID Company as per the BID regulations.
- 1.5 Enter into key operating agreements with the BID company regarding the operation of the Bid and delivery of Council requirements and baselines.

AGENDA ITEM 14: South London Waste Partnership (“The Partnership”) – Procurement of joint Waste collection and Related Environmental Services

The Cabinet **RESOLVED** to

- 1.1 Approve the appointment of Veolia ES (UK) Ltd as Preferred Bidder in relation to the procurement exercise that has been undertaken by the South London Waste Partnership for waste collection, street cleaning, commercial waste, winter gritting and fleet management/vehicle maintenance (Lot 1) as endorsed by the Joint Waste Committee and upon the terms detailed in the associated Part B report.
- 1.2 Approve that Amey LG Limited is appointed as the Reserved Bidder for the Lot 1 services as endorsed by the Joint Waste Committee on 7 June 2016.
- 1.3 Approve the appointment of The Landscape Group Limited as Preferred Bidder in relation to the procurement exercise that has been undertaken by the South London Waste Partnership for parks, grounds maintenance, cemeteries, verges and tree maintenance (Lot 2) as endorsed by the Joint Waste Committee on 7 June 2016.
- 1.4 Approve that Veolia ES (UK) Ltd is appointed as the Reserved Bidder for the Lot 2 Services as endorsed by the Joint Waste Committee on 7 June 2016.
- 1.5 Note that at this stage, due to existing contract arrangements, Croydon has opted not to partake in Lot 2 Services, although it has the Lead procurement function for this Lot on behalf of the Partnership.

- 1.6 Delegate authority to the Director of Streets to agree the Inter Authority Agreement (IAA) and the arrangements relating to the management of the contracts prior to contract award.
- 1.7 Agree that the Preferred Bidders are granted permission and allowed access to start discussions with staff and the unions about their proposed changes to employment terms and conditions where required.
- 1.8 Note the service changes and approve the changes to garden waste and bulky waste collection costs the year 2018/19, although there is the option for boroughs to set their own prices.
- 1.9 Agree that, subject to financial close and 'fine tuning' discussions, with the Preferred Bidder being resolved to the satisfaction of the South London Waste Partnership Management Group, and there being no material changes to the proposed solution beyond the scope of the proposed solution set out in this report, authorise the Director of Streets (acting in consultation with the Chair of the Joint Waste Committee, the Management Group and the Partnership's Legal Lead) , to award the final contract and agree all necessary documentation without further recourse to this Cabinet.

AGENDA ITEM 16.2: Contract Award for a Managed Service Provider for Temporary Agency Resources

The Cabinet **RESOLVED**

- 1.1 To approve the award of a contract for a master vendor managed service provider for temporary agency workers to Adecco Group UK for a period of four years at an estimated total contract value of £80million by way of call-off from the Eastern Shires Purchasing Organisation's Managed Service for Temporary Agency Resource 2 (MSTAR2) Framework Agreement.

Scrutiny Referral/Call-in Procedure

1. The decisions may be implemented **1300 hours on 19 July 2016** (5 working days after the decisions were made) unless referred to the Scrutiny and Overview Committee.
2. The Council Solicitor shall refer the matter to the Scrutiny and Overview Committee if so requested by:-
 - i) the Chair or Deputy Chair of the Scrutiny and Overview Committee and 4 members of that Committee; or
 - ii) 20% of Council Members (14)
3. The referral shall be made on the approved pro-forma (*attached*) which should be submitted electronically or on paper to Jim Simpson and James Haywood by **the deadline stated in the notice**. Verification of signatures may be by individual e-mail, fax or by post. A decision may only be subject to the referral process once.

4. The Call-In referral shall be completed giving:
 - i) The grounds for the referral
 - ii) The outcome desired
 - iii) Information required to assist the Scrutiny and Overview Committee to consider the referral
 - iv) The date and the signatures of the Councillors requesting the Call-In
5. The decision taker and the relevant Chief Officer(s) shall be notified of the referral who shall suspend implementation of the decision.
6. The referral shall be considered at the next scheduled meeting of the Scrutiny & Overview Committee unless, in view of the Council Solicitor this would cause undue delay. In such cases the Council Solicitor will consult with the decision taker and the Chair of Scrutiny and Overview to agree a date for an additional meeting. The Scrutiny & Overview Committee may only decide to consider a maximum of 3 referrals at any one meeting.
7. At the Scrutiny & Overview Committee meeting the referral will be considered by the Committee which shall determine how much time the Committee will give to the call in and how the item will be dealt with including whether or not it wishes to review the decision. If having considered the decision there are still concerns about the decision then the Committee may refer it back to the decision taker for reconsideration, setting out in writing the nature of the concerns.
8. The Scrutiny and Overview Committee may refer the decision to Full Council if it considers that the decision is outside of the budget and policy framework of the Council.
9. If the Scrutiny and Overview Committee decides that no further action is necessary then the decision may be implemented.
10. The Full Council may decide to take no further action in which case the decision may be implemented.
11. If the Council objects to the decision it can nullify the decision if it is outside of the policy framework and/or inconsistent with the budget.
12. If the decision is within the policy framework and consistent with the budget, the Council will refer any decision to which it objects together with its views on the decision. The decision taker shall choose whether to either amend / withdraw or implement the original decision within 10 working days or at the next meeting of the Cabinet of the referral from the Council.
13. The response shall be notified to all Members of the Scrutiny and Overview Committee
14. If either the Council or the Scrutiny and Overview Committee fails to meet in accordance with the Council calendar or in accordance with paragraph 6 above, then the decision may be implemented on the next working day after the meeting was scheduled or arranged to take place.

15. **URGENCY:** The referral procedure shall not apply in respect of urgent decisions. A decision will be urgent if any delay likely to be caused by the referral process would seriously prejudice the Council's or the public's interests. The record of the decision and the notice by which it is made public shall state if the decision is urgent and therefore not subject to the referral process.

Signed: Acting Council Solicitor & Acting Monitoring Officer

Date: 13.07.16

Contact Officers: jim.simpson@croydon.gov.uk ; james.haywood@croydon.gov.uk

Telephone: 020 8726 6000 Ext. 62326 or 63319

PROFORMA

**REFERRAL OF A KEY DECISION TO THE
SCRUTINY AND OVERVIEW COMMITTEE**

For the attention of: Jim Simpson, Democratic Services & Scrutiny
e-mail to jim.simpson@croydon.gov.uk and james.haywood@croydon.gov.uk

Meeting:
Meeting Date:
Agenda Item No:

Reasons for referral:

- i) The decision is outside of the Policy Framework
- ii) The decision is inconsistent with the budget
- iii) The decision is inconsistent with another Council Policy
- iv) Other: Please specify:

The outcome desired:

**Information required to assist the Scrutiny and Overview Committee to consider
the referral:**

Signed:

Date:

Member of _____ Committee