

**MINUTES OF THE MEETING OF THE CABINET  
HELD ON WEDNESDAY, 9 APRIL 2014**

**COUNCILLORS**

**PRESENT** Doug Taylor (Leader of the Council), Achilleas Georgiou (Deputy Leader), Chris Bond (Cabinet Member for Environment), Christine Hamilton (Cabinet Member for Community Wellbeing and Public Health), Donald McGowan (Cabinet Member for Adult Services, Care and Health), Ayfer Orhan (Cabinet Member for Children & Young People), Ahmet Oykener (Cabinet Member for Housing) and Andrew Stafford (Cabinet Member for Finance and Property)

**ABSENT** Bambos Charalambous (Cabinet Member for Culture, Leisure, Youth and Localism) and Del Goddard (Cabinet Member for Business and Regeneration)

**OFFICERS:** Rob Leak (Chief Executive), James Rolfe (Director of Finance, Resources and Customer Services), Asmat Hussain (Assistant Director Legal), Sally McTernan (Assistant Director Community Housing Services), Paul Walker (Assistant Director, Regeneration, Planning & Programme Management), Ilhan Basharan (Communities Manager), John Austin (Assistant Director - Corporate Governance), Paul Reddaway (Head of Finance, Treasury and Pensions), Andrea Clemons (Acting Assistant Director Community Safety and Environment), Bob Griffiths (Assistant Director - Planning, Highways & Transportation), Linda Dalton (Principal Lawyer), Jenny Tosh (Assistant Director - Education Services, Schools & Childrens' Services.), Jayne Middleton-Albooye (Principal Lawyer), Keith Crocombe (Interim AD of Property Services), Marc Clark (Project Manager - Ponders End), David Levy (Assistant Director Procurement), Kim Sharpe (Category Manager - Corporate Procurement), Sue McDaid (Head of Regulatory Services) and David Greely (Corporate Communications Manager) Jacqui Hurst (Secretary)

**Also Attending:** Councillor Michael Lavender  
Mr Graham Collier and Mr Philip McGriskin – spokespersons for the deputations to Cabinet.

**1  
APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillors Del Goddard (Cabinet Member for Business and Regeneration) and Bambos Charalambous (Cabinet Member for Culture, Leisure, Youth and Localism).

**2**

**DECLARATION OF INTERESTS**

Asmat Hussain (Assistant Director – Legal) advised Members that a dispensation had been granted by the Monitoring Officer to Cabinet Members tonight in respect of Report No.230 – Proposal to Implement a Borough-wide Additional and Selective Licensing Scheme for Private Sector Landlords (Minute No.7 below refers).

The Council's Monitoring Officer had granted the dispensation in accordance with the Council's Constitution to the following Members: Councillors Ahmet Oykenner, Andrew Stafford, Achilleas Georgiou, Don McGowan, Ayfer Orhan and Chris Bond. Under the Code of Conduct they had declared a disclosable pecuniary interest that they themselves or their spouse, partner, civil partner, family members or persons with whom they had a close association or personal relations might be affected by the report in so far as they were landlords or knew landlords who were within these relationships.

The dispensation had been granted to allow the Cabinet to ensure it was quorate, and that the Cabinet could participate in this item and not impede the transaction of the business tonight.

**3**

**URGENT ITEMS**

NOTED, that the reports listed on the agenda had been circulated in accordance with the requirements of the Council's Constitution and the Local Authorities (Executive Arrangements) (Access to Information and Meetings) (England) Regulations 2013 with the exception of:

Report No.230 – Proposal to Implement a Borough-wide Additional and Selective Licensing Scheme for Private Sector Landlords (Minute No.7 below refers)

Report Nos. 237 and 240 – Meridian Water: Development Opportunities (Minute Nos. 14 and 26 below refer)

These requirements state that agendas and reports should be circulated at least 5 clear working days in advance of meetings.

**AGREED** that the above reports be considered at this Cabinet meeting.

**4**

**DEPUTATIONS AND PETITIONS**

Councillor Doug Taylor (Leader of the Council) advised those present that arrangements had been made for the meeting to be filmed and relayed to an overflow room.

## CABINET - 9.4.2014

Councillor Taylor further advised that two deputations were to be received by the Cabinet in respect of the proposal to introduce Additional and Selective Licensing into the Borough. Each deputation would be given five minutes to put forward their representations. It was also noted that the Council had received a petition (the wording of which was attached as appendix 8 to the report) which would be one of the matters that Cabinet would take into account in reaching its decision tonight. In keeping with the Council's normal process, the signatories were being verified and upon completion of this process, the petition would be dealt with in accordance with the Council's petition scheme.

Following the deputations, the Cabinet would consider Report No.230 – Proposal to Implement a Borough-wide Additional and Selective Licensing Scheme for Private Sector Landlords (as detailed in Minute No.7 below). Note: Whilst the order of the agenda was varied, the minutes follow the order of the printed agenda.

Councillor Taylor welcomed those present and invited the deputations to present their views to the Cabinet. The following arose:

**Deputation by Mr Graham Collier** (accompanied by Mr Graham Roberts, Rachel Circus and Constantinos Regas).

Mr Collier presented a full and detailed deputation to the Cabinet outlining his objections to the proposals and questioning the justification of the proposed scheme. He questioned the perceived link between anti-social behaviour and private rented sector housing and quoted from Report No.230 to support his views. He expressed a view that the basis of the scheme was unreliable and statistically invalid. Attention was drawn to the Council's public health and wellbeing website pages in respect of levels of social deprivation and the correlation that could be seen with anti-social behaviour. He stated that the scheme unfairly stigmatised both private sector landlords and tenants with the accusation that the private rental sector was a major source of anti-social behaviour in Enfield. Mr Collier felt that the scheme risked many perverse outcomes and outlined for Members his views in this respect.

In conclusion Mr Collier asked that the Council arrange further consultations with a group involving landlords and managing agents to produce a workable scheme. There were many individuals in the Enfield rental sector who would be happy to give assistance to the Council.

**Deputation by Mr Philip McGriskin** (representing the National Landlords Association)

Mr McGriskin presented a full and detailed deputation to the Cabinet. It was noted that the National Landlords Association (NLA) membership had approximately 300 individual landlord members in Enfield. A full and extensive submission had already been made to the Council as part of the consultation undertaken. Mr McGriskin extracted some of the main points from the

## CABINET - 9.4.2014

response which had already been submitted. The points included the following:

- The evidence provided to support the introduction of licensing.
- The specific resources that the Council would allocate.
- Probable consequences of the proposed scheme
- Selective licensing was seen as ineffective in dealing with anti-social behaviour.
- A guidance document was requested for landlords dealing with anti-social behaviour
- The additional resources that the Council would need to provide for enforcement measures
- The NLA would be willing to work with the Council on a number of issues.
- The existing legislation and powers of the Council – outlined in full.
- A request for the Council's equalities and diversity assessment for undertaking referencing for tenants.
- The current process open to landlords to enforce the law against a tenant causing anti-social behaviour.
- The NLA urged the Council to develop a strategy that could also include action against any tenants that were persistent offenders.

Councillor Taylor thanked the deputations for their presentations and invited Councillor Ahmet Oykenner (Cabinet Member for Housing) and Sally McTernan (Assistant Director Community Housing Services) to respond.

Councillor Oykenner reported that there had been a significant rise in the number of properties in the private rented sector over the last 10 years. The Council wished to support the development of a good quality private rented sector and positive tenancy management. Councillor Oykenner had been very concerned to note a number of inaccurate statements which had been posted on-line in opposition to the proposed scheme. The claims which had been made were outlined to Members and the correct factual information provided to them. The maximum fee over a five year period would be £500 with an early bird discount of £250. The Council would not profit from the scheme and the licence fee would only cover costs involved. The same fee would be applied for all properties. A single fee would apply for the five year period. The scheme would provide appropriate support for responsible landlords. He was concerned that the proposed scheme had been repeatedly misrepresented.

Sally McTernan (Assistant Director Community Housing Services) in support of Councillor Oykenner and in response to the deputations raised a number of points. It was noted that the comments received during consultation had informed the process. A number of specific responses were given to the issues which had been outlined in the deputation on behalf of the National Landlords Association including: The Council had considered all of the evidence available and was satisfied that a correlation between the presence of anti-social behaviour and the private rented sector had been established to a reasonable standard. The Council had a strategic approach to tackling anti-

## CABINET - 9.4.2014

social behaviour and had made links to the relevant strategies. Licensing was an important augmentation to the existing toolkit. The costs would be proportionate and tax deductible materialising into a small additional overhead which could be as low as 58p per week for those paying the highest rate of tax. Clear standards would be set but landlords would be reminded of their obligations regarding tenancy and property management and support offered to landlords who are managing issues associated with their properties; comprehensive guidance will be developed. Enforcement would be intelligence led and the cost would not be met by the licensing fee. The Council would welcome working with the National Landlords Association to further develop a number of matters such as tenant information packs. The Council was aware and used its existing powers but in spite of this there remains stubborn and persistent anti-social behaviour of certain types across the borough. Further discussion would take place regarding references for tenancies. There is an expectation that landlords will work in partnership to tackle anti-social behaviour. The Council has an expectation that landlords will take action to enforce tenancy agreements and conditions; support will be provided to landlords as appropriate, including having a place as part of the multi-agency response dealing with anti-social behaviour. The Council welcomed the comments which had been made during the consultation and the issues which had been raised through the deputations to Cabinet.

Councillor Taylor then invited questions from Members and the following issues arose in discussion:

1. Councillor Ayfer Orhan questioned whether any organisations in the Borough were in support of the proposed scheme. It was confirmed that support had been expressed during the consultation. The Chief Executive of the Citizens' Advice Bureau in Enfield had publicly stated their support of the proposals today.
2. Councillor Christine Hamilton sought an explanation of the evidence of the links with anti-social behaviour and the private rented housing sector. It was noted that a range of performance information both historic and current had been reviewed, in addition an independent research company had been commissioned to identify any correlation – Neighbourhood Knowledge Management (NKM). The Council had considered a wide range of evidence.
3. Questions were raised by the deputees in relation to the impact of the inspection requirements and the resources that would be necessary to manage this aspect of the scheme. In response, the financial modelling assumptions were outlined to those present including the inspection assumptions and the resources that would be required.
4. Clarification was provided on the proposed licence fee and the support that would be available to landlords and tenants. The Council's powers to deal with anti-social behaviour were noted together with the expectations that the Council would have of registered landlords to enforce their tenancy agreements.

## CABINET - 9.4.2014

5. Councillor McGowan noted the offer of those landlords present to work with the Council to develop the scheme. The experience that they could bring to the process was noted. The need to streamline the registration process as much as possible was highlighted.
6. It was noted that those present did not represent the "Stop Enfield" campaign.
7. Mr Regas raised specific concerns regarding the statistical evaluation within the report and questioned the correlation with anti-social behaviour. He stated that a validated technique had not been used and should not therefore be relied upon. Mr Regas felt that the proposed scheme was flawed.
8. It was noted that consultation had taken place and that issues and suggestions raised had been taken on board. The further involvement of landlords in the development of the scheme design would be welcomed.
9. In summary, Councillor Oykenner expressed his thanks to the deputees for their input and offer of further involvement. The Council would continue to work with landlords to develop a positive way forward. The Council had listened to the issues raised during consultation with a majority of residents expressing support for the scheme.

In conclusion, Councillor Taylor reported that as part of the scheme it was noted that the petition, subject to satisfactory verification would be referred to the Council's Overview and Scrutiny Committee and that the date of the meeting would be advised in due course.

Members then considered Report No.230 as detailed in Minute No.7 below.

### 5

#### **ITEMS TO BE REFERRED TO THE COUNCIL**

**AGREED** that there were no items to be referred to full Council.

### 6

#### **REVENUE MONITORING REPORT 2013/14 : FEBRUARY 2014**

Councillor Andrew Stafford (Cabinet Member for Finance and Property) introduced the report of the Director of Finance, Resources and Customer Services (No.229) setting out the Council's revenue monitoring position of level spend based on information to the end of February 2014.

#### NOTED

1. The revenue outturn balanced budget projection for 2013/14.

## CABINET - 9.4.2014

2. That Table 2 in the report set out the forecast outturn table which showed all areas to be on budget.
3. The treasury management and cash flow analysis and the achievement of savings as set out in sections 6 and 8 of the report.

**Alternative Options Considered:** Not applicable to this report.

**DECISION:** The Cabinet agreed

1. The allocation of £533k from Central Contingency to Schools and Children's Services in respect of the overspend on No Recourse to Public Funds (section 5.6 of the report referred) and that this pressure would be met centrally in future years.
2. That the Cabinet Members for Children and Young People and Finance and Property take the decision on the allocation of the one-off grants for Special Educational Needs and Disability Reform and Adoption Reform set out in section 10 of the report.

**Reason:** To ensure that Members were aware of the projected budgetary position for the Authority for the current year including all major budget pressures and underspends which had contributed to the present monthly position and that were likely to affect the Council's finances over the period of the Medium Term Financial Plan.

**(Key decision – reference number 3765)**

7

### **PROPOSAL TO IMPLEMENT A BOROUGH-WIDE ADDITIONAL AND SELECTIVE LICENSING SCHEME FOR PRIVATE SECTOR LANDLORDS**

(Minute No.4 above also referred)

Following on from the consideration of the deputations and the detailed discussions arising, Members then considered the report of the Director of Health, Housing and Adult Social Care (No.230) recommending the introduction of borough wide additional licensing of houses in multiple occupation, which do not fall within the existing mandatory licensing scheme and selective licensing of other private rented properties.

NOTED

1. That the percentages detailed in paragraph 4.14 were incorrect and should read as follows:
  - 83% of individuals who live in Enfield strongly or tend to agree with the proposal, alongside a majority of Enfield businesses (61%) and local organisations (86%)
  - In contrast, only 12% of letting or managing agents, and 15% of private landlords supported the general proposals.

## CABINET - 9.4.2014

It was noted that the correct figures, as shown above were detailed in Appendix 5 of the report (page 78 of the agenda pack referred).

**Alternative Options Considered:** NOTED that the following alternative options had been considered prior to consultation stage, and re-assessed following consultation:

- a. To implement an additional licensing scheme only.
- b. To implement a selective licensing scheme only.
- c. Do nothing further and continue with existing schemes and approaches.
- d. Focus only on "hotspot" areas (i.e. small designations of the schemes).

Full details of the alternative options considered were set out in section 5 of the report.

**DECISION:** The Cabinet

(Minute No.4 above also referred and detailed the deputations received by the Cabinet).

1. Noted the evidence and consultation findings that had been collected as part of developing the rationale for the additional and selective licensing schemes including improvements made as a direct result of feedback gathered through the consultation undertaken with stakeholders.
2. Agreed to approve the introduction of the additional and selective schemes to come into force on 1 April 2015 for a five year period, and to designate:
  - a. A selective licensing area of the district of the London Borough of Enfield as delineated and edged red on the map at Appendix 1(a) of the report.
  - b. An additional licensing area of the district of the London Borough of Enfield as delineated and edged red on the map at Appendix 1(b) of the report.
3. Delegated authority to the Director of Health, Housing and Adult Social Care and/or the Director of Regeneration and Environment and/or the Director of Finance, Resources and Customer Services, as appropriate, to agree changes to the proposed implementation where necessary and ensure that all statutory notifications were carried out in the prescribed manner for those designations.
4. Reviewed and approved the licence conditions and fee structures that would be applied to all private rented sector properties in the borough as a result of these designations (appendices 2 and 3 of the report referred).



## CABINET - 9.4.2014

5. Considered and agreed the proposed (annual) review arrangements, when members would receive an update on progress and impact (as detailed in paragraph 4.32 of the report).
6. Agreed that a reference group of landlords be established to enable feedback to the Council to be received on processes associated with administering the scheme. Steps would also be taken to ensure efficient and effective operational processes which minimise potential bureaucratic burdens for landlords at all times. These would be key principles underpinning the design of the scheme.
7. Agreed that private sector landlords would be invited to join the Council's anti-social behaviour Action Group (ASBAG), to be part of the multi-agency partnership, as appropriate, to tackle anti-social behaviour associated with private sector rental homes.

**Reason:** NOTED that the detailed reasons for the recommendations set out above were outlined in full in section 6 of the report.

**(Key decision – reference number 3886)**

## 8

### **FAIRNESS FOR ALL - EQUALITY AND DIVERSITY SUMMARY ANNUAL REPORT 2013**

Councillor Christine Hamilton (Cabinet Member for Community Wellbeing and Public Health) introduced the report of the Chief Executive and Director of Finance, Resources and Customer Services (No.231) presenting Enfield Council's Equality and Diversity Scheme Summary Annual Report 2013.

#### NOTED

1. Councillor Hamilton expressed her thanks to all officers involved including James Rolfe, Ilhan Basharan and Martin Garnar.
2. That the Council had made substantial progress in embedding the equality and diversity agenda deeper into how it worked. The Council had gained accreditation as an "excellent" authority under the Equality Framework for Local Government – one of only twelve councils in the country to do so.
3. That this was a Council priority and supported fairness for all in Enfield.

**Alternative Options Considered:** No alternative options had been considered as this was a statutory obligation.

**DECISION:** The Cabinet agreed to approve the publication of the Equality and Diversity Summary Annual Report 2013.

**Reason:** The proposed recommendations would ensure that the Council complied with legislation. The recommendations also met the requirements of

the Equality Framework for Local Government for which the Council had been awarded accreditation at the excellent level (one of only 12 authorities nationally).

(Non key)

**9**

**PREPARING ENFIELD'S SCHOOL KITCHENS FOR THE INTRODUCTION OF FREE SCHOOL MEALS FOR PUPILS UNDER SEVEN AND THE IMPACT ON CAPITAL INVESTMENT**

Councillor Ayfer Orhan (Cabinet Member for Children and Young People) introduced the report of the Director of Schools and Children's Services (No.232) setting out proposals for preparing Enfield's School Kitchens for the introduction of free school meals for pupils under seven and the impact on capital investment.

**NOTED**

1. That whilst supporting the provision of a free school lunch from September 2014 for every child in reception year 1 and year 2 in state-funded schools, the significant funding requirements in order to achieve this were highlighted for Members' attention, as set out in the report.
2. A project team had been established to evaluate the Government's initiative and the review of school facilities, as detailed in paragraph 3.4 of the report. A programme of required works had been identified.
3. The initial funding to be provided by Central Government as set out in the report. Councillor Orhan highlighted the difficulties that the Council would face should the necessary funding not be made available from the Government in future years. Other options would need to be considered if necessary.
4. The funding allocations as set out in paragraph 3.3 of the report were not sufficient to meet the cost of the full requirements that had been identified within the Borough.

**Alternative Options Considered:** In considering potential projects, the Schools and Children's Services Asset Management Unit had reviewed all primary school kitchens affected by the new legislation and because of the limits on available funding it had been necessary to prioritise certain categories of schemes and defer proposals having lesser priority to arrive at the schools listed in section 3.4 of the report.

**DECISION:** The Cabinet agreed that approval be given to

1. The proposed programme of works including professional and technical expenses detailed in Appendix 1 to the report or any other emergency schemes proceeding up to the total Programme value of £3.838m over three years, subject to funding being available.

## CABINET - 9.4.2014

2. The Director of Schools and Children's Services approving tenders through an operational decision for individual schemes of aggregated value up to a maximum of £250,000 including professional and technical expenses.
3. A portfolio decision being secured to approve tenders for any proposals exceeding £250,000 in value including professional and technical expenses.
4. The Director of Schools and Children's Services being authorised to manage the Programme in a flexible way within the overall budget available to take account of variations between estimates and tender costs and the need to substitute schemes having a greater technical priority if the need arises using the tender acceptance report pro forma.
5. Note the funding of the 2015/16 and 2016/17 programme was dependent on future years' capital grant allocations from Central Government that had not yet been confirmed and should these not be forthcoming there would be insufficient funds to complete the works at Eldon. Officers would need to review the funding strategy and bring a further report to Cabinet for approval to proceed.

**Reason:** To enable work to be commissioned on kitchen works in schools for 2014/15 and meet the requirements of the Central Government UISFM (universal infant free school meals) initiative.

**(Key decision – reference number 3889)**

### 10

#### **MANAGEMENT OF FLOOD RISK TO PROTECT RESIDENTS AND BUSINESSES IN ENFIELD**

Councillor Chris Bond (Cabinet Member for Environment) introduced the report of the Director – Regeneration and Environment (No.233) describing the extent and range of activities undertaken by Enfield Council and its partners to protect residents and businesses from flooding both locally and to those areas downstream that could potentially be affected by runoff from Enfield.

#### NOTED

1. The good work undertaken within Enfield with regard to flood risk management activities as set out in the report. Members' attention was also drawn to the proposed future work as detailed in the report.
2. The success of Enfield in attracting funding from the Environment Agency.

**Alternative Options Considered:** The option of doing nothing was not considered appropriate as it would lead to increased flooding, threatening Enfield's residents and businesses.

**DECISION:** The Cabinet agreed

1. That Enfield Council continue to support the actions described in the report to manage flood risk and reduce it where possible.
2. That Council note the additional investment in flooding mitigation measures during the last few years and note the continued investment outlined in the Highways Capital Programme.
3. To support the ongoing use of Council capital and other external funding streams identified for flood mitigation, maintenance and monitoring works including the development of a programme for the planned extension of CCTV cameras and monitoring equipment to critical locations in order to assess flooding risk during storm events.

**Reason:** To ensure that Enfield complied with statutory duties in relation to flood risk management – in particular the requirements set out in the Flood and Water Management Act 2010 to reduce the risk of flooding to private properties and businesses.

**(Key decision – reference number 3885)**

**11**

**LONDON COUNCILS: LONDON LOCAL GOVERNMENT PENSION SCHEME COLLECTIVE INVESTMENT VEHICLE**

Councillor Doug Taylor (Leader of the Council) introduced the report of the Director of Finance, Resources and Customer Services (No.234) setting out proposals for the establishment of a London Local Government Pensions Scheme Collective Investment Vehicle.

NOTED

1. That comments had been received from UNISON which were circulated at the meeting for Members' consideration. It was noted that GMB did not share UNISON's views.
2. Councillor Taylor would respond in writing to UNISON on the specific points that they had raised.

**Alternative Options Considered:** There were no alternative options.

**DECISION:** The Cabinet agreed to

1. Note the Enfield Pension Board had considered and approved the London Councils report at its meeting on 26 February 2014.

## CABINET - 9.4.2014

2. Note the work being undertaken to establish a collective investment vehicle, in the form of an authorised contractual scheme (the “ACS”), and the incorporation of a private company limited by shares, to act as the Authorised Contractual Scheme Operator (the “ACS Operator”), for local authority pensions in London (“the Arrangements”).
3. Endorse that a London Local Government Pensions Scheme Collective Investment Vehicle be established, structured and governed as outlined in the report.
4. Agree that the London Borough of Enfield becomes a shareholder in the ACS Operator, and to contribute £1 to the ACS Operator as initial capital.
5. Appoint the Chair of the Pension Board as the elected member who would have power to act for the London Borough of Enfield in exercising its rights as a shareholder of the ACS Operator.
6. Appoint the deputy Chair of the Pension Board to act as the nominated deputy in this shareholder capacity.
7. Agree that a representative body, in the form of a new sectoral joint committee (the “Pensions CIV Joint Committee”), be established pursuant to the existing London Councils Joint Agreement to act as a representative body for those local authorities that resolve to participate in the Arrangements.

**Reason:** To ensure that the Council’s Treasury Management Strategy was fully compliant with the new CIPFA Code of Practice and to demonstrate good practice.

(Non key)

## 12

### SUSTAINABLE PROCUREMENT

Councillor Andrew Stafford (Cabinet Member for Finance and Property) introduced the report of the Director of Regeneration and Environment and Director of Finance, Resources and Customer Services (No.235) setting out the steps that Enfield Council had taken to embed sustainability into the procurement process, the benefits that this action had achieved to date and what projects were currently being taken forward in order to continue to deliver improved outcomes to the environment, residents and the local economy.

### NOTED

1. The good progress which had been made in embedding sustainability into the procurement processes. A number of specific projects and developments were highlighted for Members’ attention.

2. That work would continue. Members expressed their appreciation to David Levy (Assistant Director Procurement) and his colleagues for the excellent work which had been undertaken to date.

**Alternative Options Considered:** Do nothing. However Sustainable Procurement supported Enfield Council's vision to make Enfield a better place to live and work, delivering fairness for all, growth and sustainability and strong communities and so this had not been an option. There was also a legal obligation on the Council by the Public Services (Social Value) Act which required contracting authorities to take local wellbeing into account before starting a procurement process.

**DECISION:** The Cabinet agreed to note the achievements to date and considered ongoing and future activity to embed sustainability into procurement processes.

**Reason:** To continue to build on the positive actions achieved to date in embedding Sustainability in the procurement process, and to ensure that Enfield procurement continued to meet its legislative requirements.  
(Non key)

### **13**

#### **CCTV STAFFING AWARD OF CONTRACT**

Councillor Christine Hamilton (Cabinet Member for Community Wellbeing and Public Health) introduced the report of the Director of Regeneration and Environment (No.236) seeking approval to award the new CCTV staffing contract from July 2014.

#### **NOTED**

1. That Report No.239 also referred as detailed in Minute No.25 below;
2. The value of having an excellent CCTV service. The new contract had been designed with sufficient capacity for growth. This would allow the Enfield Public Safety Centre to offer various other public safety, telecare or alarm and response security services both to the authority and to future external clients for income generation.
3. The positive impact on the Council's priority of Strong Communities as set out in section 8.3 of the report.

**Alternative Options Considered:** The current CCTV monitoring staffing contract was due to expire on 1 April 2014 (this had been extended by three months via a waiver until the end of June 2014) and procurement and government regulations required the contract to be re-tendered. An option to consider bringing the service in-house had been rejected on the grounds it

would not be economically viable and against the Leaner principles of the council.

**DECISION:** The Cabinet agreed to

1. Approve the award of the contract to “Contractor A” who was the successful tenderer, as detailed in Report No.239 (Minute No.25 below referred).
2. Approve the commencement of the contract from July 2014 for a period of five years with an option to extend by a further period of up to two years.
3. Approve Contractor A’s tendered price detailed in Report No.239 (Minute No.25 below referred).
4. Note that the contract had been designed with sufficient capacity for growth. This would allow the Enfield Public Safety Centre to offer various other public safety, telecare or alarm and response security services both to the authority and to future external clients for income generation.

**Reason:** This contract had been evaluated and considered to cover all the requirements of the various services the Enfield Public Safety Centre delivers. The contract had further been expanded in scope to allow future provision of other aspects of security and public safety work and had capacity for growth without the need for additional changes. The successful bidder returned a compliant bid and scored highly on the quality assessment process.

**(Key decision – reference number 3795)**

## **14**

### **MERIDIAN WATER: DEVELOPMENT OPPORTUNITIES**

Councillor Andrew Stafford (Cabinet Member for Finance and Property) introduced the report of the Director of Regeneration and Environment and Director of Finance, Resources and Customer Services (No.237) regarding development opportunity areas that were located within the boundaries of the Meridian Water Masterplan.

#### **NOTED**

1. That Report No.240 also referred as detailed in Minute No.26 below;
2. The background to the proposals including the potential for new homes, new job creation and infrastructure development as set out in the report.
3. The investment by Network Rail to upgrade Angel Road station as set out in section 4 of the report.

#### CABINET - 9.4.2014

4. Councillor Taylor highlighted the significance of this regeneration project and the benefits that it would bring to the Borough's eastern corridor.

**Alternative Options Considered:** NOTED that the following options had been considered:

1. Declining the possible purchase of the land potentially available to the Council had been considered, but rejected due to the uncertain timescales associated with their owner bringing the land to market and securing development and consequent benefits for the community.
2. The purchase of all of the sites as a package had been considered "in principle", but this was not an option open to the Council at this time.
3. The use of compulsory purchase powers to acquire the land that comprises the opportunity, either as a package or individually had also been considered, but this was not the Council's first preference given the negotiations that were currently taking place with the land-owner. This should perhaps be best regarded as a reserve power to be used if the land-owner in question were to, for example, put forward unreasonable (or unduly onerous) terms, such that the purchase proposition would be unlikely to be taken-up in the market.

**DECISION:** The Cabinet agreed to

1. Note the background to Meridian Water Development Opportunities.
2. Authorise the purchase of land in accordance with the substantially agreed Heads of Terms, attached to Report No.240 (containing exempt information) and subject to appropriate due diligence and the actions detailed in decisions 3, 4 and 5 below.
3. Delegate authority to the Cabinet Member for Business and Regeneration, and the Cabinet Member for Finance and Property (or their appropriate successors following the Council election in May 2014) acting with the Director of Regeneration and Environment and the Director of Finance, Resources and Customer Services to develop and finalise the Heads of Terms, subject to a further portfolio report which would confirm that the Heads of Terms were satisfactory to the Council.
4. Delegate to the Director of Regeneration and Environment, acting with the Director of Finance, Resources and Customer Services authority to obtain any necessary environmental liability insurance and a satisfactory level of assurance from the Environment Agency.
5. Delegate to the Cabinet Member for Business and Regeneration, and the Cabinet Member for Finance and Property (or their appropriate successors following the Council election in May 2014) acting with the Director of Regeneration and Environment and the Director of Finance, Resources and Customer Services authority to exchange and complete the purchase agreements when appropriate; and



**CABINET - 9.4.2014**

6. Request an update report following an exchange of contracts.

**Reason:** As detailed in Report No.240, Minute No.26 below refers.  
**(Key decision – reference number 3827)**

**15  
ISSUES ARISING FROM THE OVERVIEW AND SCRUTINY  
PANEL/SCRUTINY PANELS**

NOTED that no issues had been raised for consideration at this meeting.

**16  
CABINET AGENDA PLANNING - FUTURE ITEMS**

NOTED the provisional list of items scheduled for future Cabinet meetings.

**17  
NOTICE OF KEY DECISION LIST**

NOTED that the Notice of Key Decision list was due to be published on 29 April 2014, this would be effective from 1 June 2014.

**18  
MINUTES**

**AGREED** that the minutes of the previous meeting of the Cabinet held on 12 March 2014 be confirmed and signed by the Chairman as a correct record.

**19  
MINUTES OF ENFIELD RESIDENTS' PRIORITY FUND CABINET SUB-  
COMMITTEE - 4 MARCH 2014**

NOTED the minutes of a meeting of the Enfield Residents' Priority Fund Cabinet Sub-Committee held on 4 March 2014.

**20  
MINUTES OF LOCAL PLAN CABINET SUB-COMMITTEE - 27 FEBRUARY  
2014**

NOTED the minutes of a meeting of the Local Plan Cabinet Sub-Committee held on 27 February 2014.

**21  
MINUTES OF ENFIELD COMMUNITY CAPACITY BUILDING FUND  
CABINET SUB-COMMITTEE - 25 FEBRUARY 2014**

NOTED the minutes of a meeting of the Enfield Community Capacity Building Fund Cabinet Sub-Committee held on 25 February 2014.

**22**

**ENFIELD STRATEGIC PARTNERSHIP UPDATE**

NOTED a summary of the minutes of the Enfield Strategic Partnership Board meeting held on 18 March 2014.

**23**

**DATE OF NEXT MEETING**

NOTED, that this was the last scheduled Cabinet meeting in the current municipal year. The first Cabinet meeting in the new municipal year 2014/15 was provisionally scheduled to take place on Wednesday 25 June 2014, subject to approval of the new Council Calendar of meetings at the Annual Council meeting on 11 June 2014.

Councillor Taylor took this opportunity to express his thanks to both his Cabinet colleagues and to the Officers who had supported the Cabinet over the last four years.

**24**

**EXCLUSION OF THE PRESS AND PUBLIC**

**RESOLVED** in accordance with Section 100A (4) of the Local Government Act 1972 to exclude the press and public from the meeting for the items of business listed on part 2 of the agenda on the grounds that they involve the likely disclosure of confidential information as defined in Paragraph 3 (information relating to the financial or business affairs of any particular person (including the authority holding that information) of Part 1 of Schedule 12A to the Act (as amended by the Local Government (Access to Information) (Variation ) Order 2006).

**25**

**CCTV STAFFING AWARD OF CONTRACT**

Councillor Christine Hamilton (Cabinet Member for Community Wellbeing and Public Health) introduced the report of the Director of Regeneration and Environment (No.239).

NOTED

1. That Report No.236 also referred as detailed in Minute No.13 above;
2. That extensive market testing had been undertaken and the processes which had been followed in reaching the recommendation of the successful contract provider as set out in the report. Further clarification was provided to Members at the meeting in response to questions raised.

**Alternative Options Considered:** As detailed in Report No.236, Minute No.13 above refers.

**DECISION:** The Cabinet agreed

1. To approve the appointment of the successful contract provider as detailed in recommendation 2.1 of the report.
2. To approve the tendered price of the successful contract provider as detailed in recommendation 2.2 of the report.

**Reason:** NOTED the detailed reasons for the recommendations as set out in section 5 of the report.

**(Key decision – reference number 3795)**

**26**

### **MERIDIAN WATER: DEVELOPMENT OPPORTUNITIES**

Councillor Andrew Stafford (Cabinet Member for Finance and Property) introduced the report of the Director of Regeneration and Environment and Director of Finance, Resources and Customer Services (No.240).

NOTED

1. That Report No.237 also referred as detailed in Minute No.14 above;
2. That a super part two report was circulated at the meeting and collected in again following consideration (No.240A);
3. A full and detailed discussion took place on the content of the report and the proposals being presented to Members for consideration and agreement on the way forward.
4. The three individual sites of land and the professional advice which had been provided to the Council in its considerations.
5. In detail, the potential risks of the proposals and how these would be mitigated. The insurance measures that were being pursued were noted.
6. The detailed financial implications as set out in the super part 2 report.
7. The discussions which had been taking place with the Environment Agency.
8. The proposed Heads of Terms attached to the super part 2 report.
9. The process that was being followed in order to continue to progress and conclude the discussions and proposals to the satisfaction and agreement of all parties concerned. Further work was required and

## CABINET - 9.4.2014

would be subject to the necessary agreements. Appropriate delegated authority was being sought as outlined in the decisions set out below.

10. Members' raised a number of questions which were responded to by officers present and clarification provided where required on the proposals set out in the reports. Issues raised included the proposed use of the sites, the overage that could apply and the required infrastructure.
11. The need to address the public health implications. These would be addressed in the forthcoming delegated action decisions and reports.
12. Members were advised of the powers and restrictions of applying for a Compulsory Purchase Order (CPO).

**Alternative Options Considered:** As detailed in section 6 of the report.

**DECISION:** The Cabinet agreed to

1. Authorise the purchase of the three National Grid sites described in the report, in accordance with the substantially agreed Heads of Terms (super part two report - containing exempt information) and subject to appropriate due diligence and the actions detailed in decisions 2, 3 and 4 below.
2. Delegate authority to the Cabinet Member for Business and Regeneration, and the Cabinet Member for Finance and Property (or their appropriate successors following the Council election in May 2014) acting with the Director of Regeneration and Environment and the Director of Finance, Resources and Customer Services to develop and finalise the Heads of Terms, subject to a further portfolio report which would confirm that the Heads of Terms were satisfactory to the Council.
3. Delegate to the Director of Regeneration and Environment, acting with the Director of Finance, Resources and Customer Services authority to obtain any necessary environmental liability insurance to address the potential risks that were associated with the purchase of these sites and a satisfactory level of assurance from the Environment Agency in relation to the proposed draft outline remediation strategy.
4. Delegate to the Cabinet Member for Business and Regeneration, and the Cabinet Member for Finance and Property (or their appropriate successors following the Council election in May 2014) acting with the Director of Regeneration and Environment and the Director of Finance, Resources and Customer Services authority to exchange and complete the purchase agreements when appropriate.
5. Request an update report following an exchange of contracts.

**CABINET - 9.4.2014**

**Reason:** As detailed in section 7 of the report.  
**(Key decision – reference number 3827)**