



PUBLICATION OF DECISION LIST NUMBER 9/14-15

MUNICIPAL YEAR 2014/2015

Date Published: Friday 11th July 2014

This document lists the decisions that have been taken by the Council, which require publication in accordance with the Local Government Act 2000. The list covers key, non-key, Council and urgent decisions. The list specifies those decisions, which are eligible for call-in and the date by which they must be called-in.

A valid request for call-in is one which is submitted (on the form provided) to the Governance Secretariat in writing within 5 working days of the date of publication of the decision:

- by at least 7 Members of the Council; or
- by formal resolution of a Scrutiny Panel; or
- where it is not possible (given the call-in deadline) to put the issue to a Panel meeting, by the Chairman of a Scrutiny Panel.

Additional copies of the call-in request form are available from the Governance Secretariat.

If you have any queries or wish to obtain further report information or information on a decision please refer to:
– James Kinsella (ext.4041)

Phone 020 8379 then extension number indicated

INDEX OF PUBLISHED DECISIONS – 11th July 2014

List Ref	Decision Made by	Date Decision to come into effect	Part 1 or 2	Subject/Title of Report	Category of Decision	Affected Wards	Eligible for Call-In & Date Decision must be called in by (If Applicable)	Page Number
1/9/14-15	Cabinet Member for Environment & Community Safety (Cllr Bond)	Monday 21 st July 2014	Part 1	Revision of Contamination and Missed Collection Policy	Non-Key	All	Yes Friday 18 th July 2014	1-2
2/9/14-15	Cabinet Member for for Education, Children's Services and Protection (Cllr Orhan) & Cabinet Member for Finance (Cllr Stafford)	Monday 21 st July 2014	Part 1 & 2 (Para 3)	Award of individual contract via framework suppliers for the Primary Expansion Programme Grange Park Primary School	Key Decision KD 3597	Highlands	Yes Friday 18 th July 2014	3-4

DECISIONS

For additional copies or further details please contact James Kinsella (020 8379 4041), Governance Team.

CALL – IN UPDATE

Please note that the following decision has been called in for review from the following List Nos.

List No:07 issued on 4th July 2014 with a call in date of 11th July 2014

- Award of Barrowell Green Household Waste Recycling Centre Management Contract – KD 3842

No other decisions have been called in from this list.

LIST REFERENCE: 1/9/14-15

SUBJECT TITLE OF THE REPORT							
REVISION OF CONTAMINATION AND MISSED COLLECTION POLICY							
Part 1 or 2 (relevant exempt Paragraph)	Wards affected by decision	Decision taken by	Date Decision to come into effect	Interest declared in respect of the Decision	Category of decision (i.e. Key, Non-Key, Council, Urgent)	Contact Details	Eligible for Call-in & Date to be called in by
Part 1	All	Cabinet Member for Environment & Community Safety (Cllr Bond)	Monday 21 st July 2014	None	Non-Key	Stephen Walters 0208 379 1790	Yes Friday 18 th July 2014
DECISION							
<p>AGREED: subject to no call-in being received, the following decision will come into effect on Monday 21st July 2014:</p> <ol style="list-style-type: none"> 1. That the Cabinet Member for Environment & Community Safety approves the procedural changes as outlined in Sections 3 and 4 of this Report. This includes: 2. Introduction of a more targeted approach to identifying households to apply the contamination policy to. As outlined in Section 3.1.16-3.1.19 and 3.1.21 of this Report. 3. A more simplified contamination policy going from a 4 stage to a 3 stage process. As outlined in Section 3.1.20 of this Report. 4. Providing recycling sacks to residents living in flats above shops on an opt-in basis only. As outlined in Section 3.1.24 of this Report. 5. To only treat collections as being 'missed' if they are reported to the Council within 1 working day. As outlined in Section 3.2.4-3.2.6 of this Report. 6. In areas of high contamination and side waste to serve a s46 notice to enable quicker and easier enforcement. 							
ALTERNATIVE OPTIONS CONSIDERED:							
<ol style="list-style-type: none"> 1. Continue with the current methodology but accept this will have little impact on reducing contamination. 2. To cease any attempt to control contamination and accept the risks of increasing contamination and associated costs incurred. 							

REASONS FOR RECOMMENDATIONS:

1. The current contamination pilot has been trailed for over 6 months between September 2013 and April 2014. During this period the policy was applied to 9,000 kerbside household, which represents just under 10% of the total kerbside households in the borough and 7% of all households in the borough. The work involved in the administration of the pilot included the evaluation and inputting of all crews sheets, recorded this on the Council M3 enquiry system, raising and sending letters to residents and undertaking door knocking have a real impact on contamination far greater covered is required. This took the equivalent of one full-time scale 6 Waste and Recycling Officer with equivalent on costs of around £31,000 pa. To extrapolate this out to the whole borough could require up to over 13 full-time equivalents at a cost of almost £400,000 pa. For households that were covered as part of the trial results were extremely encouraging with 85% drop in contamination from residents that received the initial letter and those that were found to be contaminating for a third time.
2. By applying the proposed intelligence led streamlined approach it is hoped that a much larger proportion of contaminating household can be covered having a greater impact in reducing the boroughs contamination levels as a whole.
3. In the case of estates' properties enabling the bins to be removed at the request of the managing agent will have the impact of putting pressure on the residual bins, a more expensive disposal option for managing agents. It is expected that this will help to encourage many agents to work more closely with the Council to enable recycling bins to be reinstated and be used responsibly.
4. Through only offering blue recycling sacks to those flats above shops, residents that proactively choose to opt-in to the service it is hoped that this will help to ensure that the blue recycling sacks that are put out should only contain the correct items for recycling. Where contamination does take place it will then be easier to identify the offending properties to enable education to take place and if this is unsuccessful, to enable enforcement procedures to begin.
5. The upfront issuing of Section 46 to residents on problematic areas for contamination and side waste will provide the Council's enforcement team with more immediate powers to enforce against non-compliant residents.
6. The revised missed collection policy will help to reduce abuse of the service and enable it to remain viable. This will also bring the Council in line with London Boroughs such as Harrow and Waltham Forest who already operate a similar 1 working day reporting policy for missed collections.

BACKGROUND:

Please note that a copy of the part 1 report is available via the decision list link on the Council's democracy pages.

LIST REFERENCE: 2/09/14-15

SUBJECT TITLE OF THE REPORT							
AWARD OF INDIVIDUAL CONTRACT VIA FRAMEWORK SUPPLIERS FOR THE PRIMARY EXPANSION PROGRAMME GRANGE PARK PRIMARY SCHOOL							
Part 1 or 2 (relevant exempt Paragraph)	Wards affected by decision	Decision taken by	Date Decision to come into effect	Interest declared in respect of the Decision	Category of decision (i.e. Key, Non-Key, Council, Urgent)	Contact Details	Eligible for Call-in & Date to be called in by
Part 1 & 2 (Para 3)	Highlands	Cabinet Member Finance (Cllr Stafford) & Cabinet Member for Education, Children's Services and Protection (Cllr Orhan)	Monday 21 st July 2014	None	Key Decision KD 3597	Michael Toyer 0208 379-5485	Yes Friday 18 th July 2014

DECISION

AGREED: subject to no call-in being received, the following Decision will come into effect on Monday 21st July 2014:

1. That the Cabinet Members for Education, Children's Services and Protection and Finance approve:
 - i. Expenditure of **£3,906,300** as the Memorandum of Agreement (MOA) Contract sum submitted by Kier Construction Ltd to support the Grange Park permanent school expansions and improvement work;
 - ii. The award of an NEC3 contract to Kier to deliver the works required at the Grange Park Primary School site;
 - iii. That the Director of Schools and Children's Services allocates funding and awards contracts for a supplementary package of works, once finalised, via an operational decision.
 - iv. That the allocation of funding from the allowance for risk is managed through the programme management structure; and
 - v. Expenditure of **£2,499,700** as client side costs to cover works that will be commissioned separately, client risk, fixtures fittings and furniture, information technology requirements, staff costs and more extensive traffic mitigation costs.
2. Note that Legal Services will process the contract documentation (Sealing)
3. Note that Client Side costs of **£2,499,700** includes works that will be commissioned separately, client risk (including Kier contract contingency), fixtures fittings and furniture, information technology requirements, more extensive traffic mitigation costs and other project costs associated with the full expansion scheme.
4. Note that the total expenditure for the school is more than the current total budget of **£4,524,000** approved as part of the Capital Programme to cover the building works and part of the client side costs. The Capital Programme is reported quarterly and the variation of the costs approved in this report will be managed through that process.

ALTERNATIVE OPTIONS CONSIDERED:

1. Enfield Council has a statutory responsibility to provide the necessary school places. The Primary Expansion Programme creates a mechanism to assist with delivery of extra capacity required. Not providing places cannot be considered an option.
2. The following proposals have been considered but rejected:
 - Increasing class sizes to over 30 pupils. Current legislation stipulates that Key Stage One classes cannot exceed 30 pupils with only one qualified teacher. This does not apply to Key Stage Two. However, school accommodation does not normally allow for more than 30 pupils in one class base
 - The use of community halls as emergency class basis. This option has been explored with a number of head teachers in relation to the development of the Partner School initiative. However, the revised strategy seeks to deliver a programme of permanent expansions.
3. At this stage the only other option in contractual terms is not to enter into contract with Kier for delivering the building works at Grange Park Primary School. This would mean the extra capacity required by the school could not be completed. This in turn means that the Council could not meet its statutory responsibility to provide enough school places to meet demand and provide pupil places by September 2014

REASONS FOR RECOMMENDATIONS:

1. The Council has an overriding statutory duty to provide sufficient pupil places to meet anticipated demand. The strategy will deliver the additional places required in the areas of the highest demand over the short term, up to 2018. The expanded capacity aims to provide a higher level of flexibility built in to counter sudden increases in demand and to provide an element of parental choice on an area by area basis.
2. Significant order for materials and initial site works have already commenced under the Scape framework terms. The detailed scope and designs are in the process of being signed off by the Council through the Design Acceptance Process. The Scape contractors have submitted their contractor's proposal which includes a contractor's sum for the building works they will undertake.
3. Contract documentation and the contract sum have reached a stage where it is clear that Enfield Council will be able to enter into contract. The contract sum, has been reviewed by our independent Quantity Surveyors and have been recommended as representing value for money. The tender report is included in the Part Two of this Report.

BACKGROUND

Please note that a copy of the part 1 report is available via the decision list link on the Council's Democracy pages. As the Part 2 report contains exempt information it will not be available to the press or public.