



PUBLICATION OF DECISION LIST NUMBER 2/16-17

MUNICIPAL YEAR 2016/2017

Date Published: Friday 20 May 2016

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 Scrutiny Team in writing within 5 working days of the date of publication of the decision by at least 7 Members of the Council.

Additional copies of the call-in request form are available from the Scrutiny Team.

If you have any queries or wish to obtain further report information or information on a decision please refer to:
– Claire Johnson (ext.4239)

Phone 020 8379 then extension number indicated

INDEX OF PUBLISHED DECISIONS – 20 May 2016

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 No.
1/2 16-17	Cabinet	31 May 2016	Part 1 & Part 2 (para 3)	Meridian Water Developer Partner Procurement	Key Decision KD 4241	Upper Edmonton & Edmonton Green	Yes 27 May 2016	1
2/2 16-17	Cabinet	31 May 2016	Part 1 & Part 2 (para 3)	Land Acquisition at Meridian Water	Key Decision KD 4317/U196	Upper Edmonton & Edmonton Green	Yes 27 May 2016	2
3/2 16-17	Director of Health, Housing and Adult Social Care (Ray James)	31 May 2016	Part 1	Staffing Restructure in the Deprivation of Liberty Safeguards Team	Key Decision KD 4310	N/a	Yes 27 May 2016	3-4
4/2 16-1	Director of Finance, Resource & Customer Services (James Rolfe)	31 May 2016	Part 1	Social Care IT Solution	Key Decision KD 4249	N/a	Yes 27 May 2016	5

DECISIONS

For additional copies or further details please contact Claire Johnson (020 8379 4239), Governance Team.

CABINET AGENDA – REASONS FOR RECOMMENDATIONS AND ALTERNATIVE OPTIONS CONSIDERED

Please refer to the Cabinet agenda for 18 May 2016, along with the relevant reports, which summarise the reasons for recommendations and alternative actions considered in relation to each decision.

LIST REFERENCE: 1/2/16-17

SUBJECT TITLE OF THE REPORT							
MERIDIAN WATER DEVELOPER PARTNER PROCUREMENT							
Part 1 or 2 (relevant exempt Paragraph)	Wards affected by decision	Decision taken by	Date Decision comes in to 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 & Part 2 (para 3)	Upper Edmonton & Edmonton Green	Cabinet	31 May 2016	None	Key Decision KD4241	Peter George 0208 379 3318	Yes 27 May 2016

DECISION

Subject to no Call-in being received, the following decisions will come into effect on 31 May 2016:
 Cabinet agreed

1. To approve the decision to select Bidder A (as identified in a Super Part 2 Report) as the Council’s Preferred Developer Partner for Meridian Water and, subject to decision 2 below, award the contract to Bidder A.
2. To delegate authority to the Cabinet Member for Economic Regeneration and Business Development and the Cabinet Member for Housing and Housing Regeneration in consultation with the Director of Regeneration and Environment and the Director of Finance, Resources and Customer Services to agree the final terms of the Master Developer Framework Agreement and all associated contract and property documents/agreements.
3. The recommendations detailed in the part two report containing exempt information.

BACKGROUND:

Please refer to Items 6 and 15 on the Cabinet Agenda for 18 May 2016. As the part 2 report contains exempt information it will not be available to the press or public.

LIST REFERENCE: 2/2/16-17

SUBJECT TITLE OF THE REPORT							
LAND ACQUISITION AT MERIDIAN WATER							
Part 1 or 2 (relevant exempt Paragraph)	Wards affected by decision	Decision taken by	Date Decision comes in to 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
Parts 1 & Part 2 (para 3)	Upper Edmonton & Edmonton Green	Cabinet	31 May 2016	Cllr Achilleas Georgiou	Key Decision KD4317/U196	Patricia Salami 020 8379 2897 Peter George 020 8379 3318	Yes 27 May 2016

DECISION

Subject to no Call-in being received, the following decisions will come into effect on 31 May 2016:
 Cabinet agreed:

1. That the draft contractual terms as appended to the part two report (containing exempt information) are acceptable to the Council.
2. To delegate authority of the final exchange and completion of the Agreement for Sale as described in Part 2 of the report to the Directors of Regeneration and Environment and Finance, Resources and Customer Services
3. To authorise the Director of Regeneration and Environment to purchase Title Indemnity Insurance as appropriate
4. To authorise any other necessary expenditure associated with the purchase of this land as detailed in Part 2 of the report, noting that it will be contained within the existing approved capital budget.
5. To authorise that the Council's managing agent for Meridian Water takes on the management of this site following completion.
6. The recommendations detailed in the part two report, containing exempt information.

BACKGROUND:

Please refer to Items 7 and 16 on the Cabinet Agenda for 18 May 2016. As the part 2 report contains exempt information it will not be available the press or public.

LIST REFERENCE: 3/2/16-17

SUBJECT TITLE OF THE REPORT							
STAFFING RESTRUCTURE IN THE DEPRIVATION OF LIBERTY SAFEGUARDS TEAM							
Part 1 or 2 (relevant exempt Paragraph)	Wards affected by decision	Decision taken by	Date Decision comes in to 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	N/A	Director of Health, Housing and Adult Social Care (Ray James)	Tuesday 31 st May 2016	None	Key Decision KD4310	Sharon Burgess 020 8379 4432	Yes Friday 27 th May 2016
DECISION							
<p>AGREED: subject to no Call-in being received, the following decisions will come into effect on Tuesday 31st May the Director of Health, Housing and Adult Social Care recommends:</p> <p>That in order to ensure legal compliance with statutory timelines, the following posts are appointed with a one year probationary period, subject to funding agreements for 2017/2018 and beyond:</p> <p>The following independent assessments are procured:</p> <ul style="list-style-type: none"> • 2 full time Best Interest Assessors – Social Workers • 0.5 Supervising Safeguarding Mental Capacity Officer (SSMCO) • 1 Safeguarding Mental Capacity Officer (SMCO) • 1 Mental Capacity and Deprivation of Liberty Safeguarding (DoLS) apprentice • BIA and Sec 12 independent assessments 							
ALTERNATIVE OPTIONS CONSIDERED:							
<p>1. <u>New DoLS Service Structure</u> – The first alternative is to set up a DoLS Service structure with resources to meet expected numbers. This option would be able to meet statutory requirements through the following additional compliment of staff:</p> <ul style="list-style-type: none"> • 2 full time Best Interest Assessors (BIA) (£48,697.99) • 0.5 Senior Safeguarding Mental Capacity Officer (£24,744) • MCA and DoLS Apprentice (Level 2, £13,000) • 446 Independent assessments BIA assessment (£81,534) • 800 Independent sec 12 assessments (£156,000) 							

LIST REFERENCE: 3/2/16-17 - continued

The DoLS service is required to manage the DoLS process from start to finish, including risk assessment and management, procurement of services, managing independent assessors within employment requirements, documents management and ensuring reviews are timely, relationships with providers, answering queries, managing the DoLS in box, coordinating the assessments and processing calls. Preparing a list of people requiring Judicial DoL assessments, managing the DoLS steering group which incorporates both Judicial DoL cases, DoLS and MCA.

The service would require funding as follows:
2016-2017 £400,000

Funding from 2017-2018 will be re-assessed following outcome of any changes expected in the legislation.

2. DoLS Commissioned Externally

The DoLS Service currently commissions some cases externally for Best Interest Assessments to reduce backlog. All DoLS can be commissioned out to private assessors at a cost of £200-£500 per assessment for best interest assessors, with £200 per mental health assessor.

This arrangement, without cross borough commissioning power, presents a higher cost and absence of control over cases needed to assure legal compliance.

3. Do Nothing

The existing DoLS Service consists of a manager, two agency Best Interest Assessors, one agency coordinator part time and from October 2015 support from the Business Hub. The Council constraints with respect to agency staff going forward and removal of highly trained co-ordinators (viewed as administrators within the business hub criteria) will result in further backlogs and risk of legal challenge.

The Department of Health has recommended this is not an option for local authorities. To not respond to the reality of this law would lay the Council open to the risk of litigation and leave people without the Deprivation of Liberty Safeguards.

REASONS FOR RECOMMENDATIONS:

This report recommends the establishment of the DoLS Service Structure for 2016-2017, which will provide the minimum staff compliment to efficiently and effectively meet the requirement and timescales.

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: 4/2/16-17

SUBJECT TITLE OF THE REPORT							
SOCIAL CARE IT SOLUTION							
Part 1 or 2 (relevant exempt Paragraph)	Wards affected by decision	Decision taken by	Date Decision comes in to 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)	N/A	Director of Finance, Resources and Customer Services (James Rolfe)	Tuesday 31 st May 2016	None	Key Decision KD4249	Stephen Addison 020 8379 4097	Yes Friday 27 th May 2016
DECISION							
<p>AGREED: subject to no Call-in being received, the following decisions will come into effect on Tuesday 31st May the Director of Finance, Resources and Customer Services recommends:</p> <ol style="list-style-type: none"> 1. To approve the proposed direct award of the contract to OLM Systems Limited (OLM) in accordance with the LASA Framework (RM1059), to provide a fully hosted Social Care IT system for a term of 5 years (see Part 2 for further information). 2. To establish and approve the budget for the hosted OLM Social Care IT system over the 5 year term (as detailed in the Part 2 Report) 3. To establish and approve a budget for Enfield and 3rd party implementation costs (as detailed in the Part 2 Report), to support the delivery of the project. 4. That in lieu of unlimited liability normally sought from the suppliers, liability, for the purpose of this contract, is capped at 125% the annual amount payable to the supplier under the contract (detailed in paragraph 6.1 of the part 2 report). 5. To note that in accordance with the Council's Contract Procedure Rules, a parent company guarantee shall be provided by OLM's parent company, OLM Group Limited 							
ALTERNATIVE OPTIONS CONSIDERED:							
<ol style="list-style-type: none"> 1. Do nothing stay with existing OLM on premise solution and purchase/develop the additional functionality required. 2. Move to a hosted/managed service provided by OLM and purchase/develop the additional functionality required. 							
REASONS FOR RECOMMENDATIONS:							
The reasons for the recommendation are detailed in Part 2 of the 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.							