

**LONDON BOROUGH OF TOWER HAMLETS**  
**RECORD OF THE DECISIONS OF THE CABINET**  
**HELD AT 5.40 P.M. ON TUESDAY, 14 JUNE 2016**

**C1, 1ST FLOOR, TOWN HALL, MULBERRY PLACE, 5 CLOVE CRESCENT,  
LONDON, E14 2BG**

**Members Present:**

Mayor John Biggs	
Councillor Sirajul Islam	(Statutory Deputy Mayor and Cabinet Member for Housing Management & Performance)
Councillor Shiria Khatun	(Deputy Mayor and Cabinet Member for Community Safety)
Councillor Rachael Saunders	(Deputy Mayor and Cabinet Member for Education & Children's Services)
Councillor Rachel Blake	(Cabinet Member for Strategic Development)
Councillor Asma Begum	(Cabinet Member for Culture)
Councillor David Edgar	(Cabinet Member for Resources)
Councillor Ayas Miah	(Cabinet Member for Environment)
Councillor Amy Whitelock Gibbs	(Cabinet Member for Health & Adult Services)

**Other Councillors Present:**

Councillor Khaled Uddin Ahmed	
Councillor Peter Golds	(Leader of the Conservative Group)
Councillor John Pierce	

**Officers Present:**

Kate Bingham	(Service Head, Children's and Adults Resources)
Melanie Clay	(Corporate Director, Law Probity and Governance)
Zena Cooke	(Corporate Director, Resources)
Chris Holme	(Service Head, Resources & Economic Development)
Afazul Hoque	(Senior Strategy Policy & Performance Officer, One Tower Hamlets, Chief Executive's)
Debbie Jones	(Corporate Director, Children's Services)
Susan Mulligan	(Communications Advisor, Communications, Law Probity & Governance )
Roy Ormsby	(Service Head, Public Realm, Communities Localities and Culture)
Denise Radley	(Director of Adults' Services)
Dean RiddickMcGregor	(Political Adviser to the Labour Group)
Peter Robbins	Head of Mayor's office
Will Tuckley	(Chief Executive)
Matthew Mannion	(Committee Services Manager, Democratic Services, Law, Probity and Governance)

## **1. APOLOGIES FOR ABSENCE**

Apologies for absence were received on behalf of:

- Councillor Joshua Peck (Cabinet Member for Work and Economic Development)
- Aman Dalvi (Corporate Director, Development and Renewal) – Chris Holme (Service Head Resources, D&R) was deputising.
- Councillor Peter Golds (Leader of the Conservative Group) (apologies for lateness)

## **2. DECLARATIONS OF DISCLOSABLE PECUNIARY INTERESTS**

None were declared.

## **3. UNRESTRICTED MINUTES**

### **DECISION**

1. That the minutes of the meeting of Cabinet held on Tuesday 10 May 2016 be approved and signed by the Mayor as a correct record of proceedings.

## **4. OVERVIEW & SCRUTINY COMMITTEE**

### **4.1 Chair's Advice of Key Issues or Questions**

Nil items.

### **4.2 Any Unrestricted Decisions "Called in" by the Overview & Scrutiny Committee**

Nil items.

## **5. UNRESTRICTED REPORTS FOR CONSIDERATION**

### **5.1 Children's & Adults Services Capital Programme**

### **DECISION**

1. To note the contents of this report and the expected out-turn for the 2015/16 Children's and Adults Services Capital Programme as detailed in Appendix A and proposed allocation of the funding available in 2016/17 as set out in Appendix B (paragraph 3.1);
2. To approve the adoption of capital estimates for the 2016/17 capital condition and improvement programme schemes in schools and service premises as shown in Appendix C and authorise expenditure (paragraph 3.4);

3. To approve the adoption of the capital estimate of £220,000 for improvement works to Cherry Trees School (paragraph 3.7);
4. To approve the adoption of the capital estimate of £4.2m for works to the St Jude's Road site to provide additional accommodation for Stephen Hawking School (paragraph 3.13);
5. To approve the additional cost of £60,000 incurred on the works at Malmesbury Primary school due unforeseen structural works as part of the Primary Capital Programme in Appendix D (paragraph 3.19);
6. To note the School Expansion Programme as detailed in Appendix E (paragraph 3.22);
7. To approve the adoption of the revised capital estimate of £12.65m for the expansion of Olga Primary School (paragraph 3.23);
8. To approve the adoption of the revised capital estimate of £10.2m for the development of the Bromley Hall site as a 2FE primary school (paragraph 3.27);
9. To note progress with the development of further expansion projects and approve the adoption of a capital estimate of £300,000 to cover the costs of developing proposals to be considered for inclusion in the capital programme and authorise expenditure (paragraph 3.31);
10. To approve the adoption of the capital estimate of £250,000 for the costs of providing additional short term accommodation if required for additional pupils until major works have been carried out to provide permanent additional school places and authorise expenditure (paragraph 3.32);
11. To note progress with creating early education provision and further consultation with providers as shown in Appendix D (paragraph 3.35);
12. To approve the proposed redevelopment of 12 Norman Grove and disposal of the site to fund a new children's residential home, subject to further detailed approval and the consent of the Commissioners (paragraph 3.37);
13. To approve the adoption of the capital estimate for expenditure of s. 106 contributions on improvements to health infrastructure at Suttons Wharf of £2,533,383 (paragraph 3.45);
14. To approve the adoption of the capital estimate for expenditure of s. 106 contributions on improvements to health infrastructure at Goodmans Fields of £3,408,750 (paragraph 3.48);
15. To approve the adoption of the capital estimate for expenditure of s. 106 contributions on improvements to health infrastructure at Aberfeldy Practice of £3,182,400 (paragraph 3.51);

16. To approve the adoption of the total capital estimate of 962,727 for creative healthy projects as part of the Council's Green Grid Initiative (paragraph 3.54);
17. That Council approved Frameworks be used, where appropriate, to deliver the various projects within the approved programmes;
18. That the Corporate Director of Children's Services, in respect of all proposed tenders referred to in this report, is authorised to agree tenders for projects within the approved programmes and capital estimate;
19. That any scheme exceeding the approved budget, the Corporate Director of Children's Services is authorised to prepare and carry out a Bill of Reductions where relevant to ensure expenditure is contained within the agreed costs.

**Action by:**

**CORPORATE DIRECTOR, CHILDREN'S SERVICES (D.JONES)**  
**DIRECTOR, ADULT'S SERVICES (D. RADLEY)**

(Service Head, Children's and Adults Resources (K. Bingham))

**Reasons for the decision**

The Local Authority (LA) has a responsibility to maintain its properties to ensure that they are safe and secure for staff and users. In the case of schools, the LA also has a statutory responsibility to provide sufficient places for children and young people of school age. Cabinet is asked to note the programme and approve the adoption of the capital estimates so that the required works can proceed.

**Alternative options**

When identifying which works to include within the capital programme, alternative options are always considered. This is to ensure that the projects both meet value for money and address the needs identified. Expansion projects are recommended following options appraisals and to select the options which best meet the location needs of the rising school age population.

## **5.2 Reset of the Commercial Contract with Agilisys for the Provision of ICT Services to the London Borough of Tower Hamlets**

**DECISION**

1. To approve the changes to the contract with Agilisys.
2. To delegate to the Director of Resources, after consultation with the Head of Legal Services, any final changes to the Deed of Variation that sets out all the agreed contractual changes under Part 3 –

Responsibility of Functions Part A Corporate Delegations paragraph 10.4 Scheme of Management.

3. To note the improved governance and performance management arrangements that are being incorporated in the contract to strengthen the strategic partnership and operational arrangements between Agilisys and the Council.
4. To note the work being undertaken to establish the Council's ICT investment requirements and implementation plan that will support and form part of the Council's wider transformation plan.
5. To authorise the Service Head, Legal Services, following consultation with the Director of Resources to execute all necessary contract documents in respect of the contractual changes referred to at recommendations 1 and 2 above.

**Action by:**

**CORPORATE DIRECTOR, RESOURCES (Z. COOKE)**

(Service Head, ICT, Customer Access and Transformation (S. Green))

**Reasons for the decision**

The Council's current ICT contract with Agilisys is not considered to be performing effectively and the contract only allows one opportunity to review and revise the contract under voluntary termination. Of the four options available to the council, the option to review and revise the current contract with Agilisys was considered to be the best option for the Council and would enable improvements to be made, within the existing core contract cost.

**Alternative options**

The review of the Strategic Partnership with Agilisys set out four potential options:

1. Do nothing: Continue with current arrangements
2. Do minimum: Tactical / point fixes to address priority issues only
3. Fix: Fundamentally review and re-set arrangements
4. Exit: Exit current arrangement with Agilisys (and move to appropriate alternative)

The "fix" option was considered to be in the best interests of the Council at this time given the current performance of the contract, the risks in changing ICT arrangements and the costs associated with voluntary termination. The Council's plans for ICT transformation and the significant investment requirement as well as the ICT work required to move successfully to the new Civic Centre in 2020/21 were key considerations.

### **5.3 Review of Healthwatch Tower Hamlets and future commissioning intention**

#### **DECISION**

1. To note the key findings and recommendations arising from the review of Healthwatch Tower Hamlets (Para 3.9 of the report).
2. To authorise the Interim Service Head for Corporate Strategy & Equality to develop a detailed service specification which addresses the key findings of the review, in consultation with the Cabinet Member for Health & Adult Services.
3. To agree to the commissioning proposals for Healthwatch Tower Hamlets and authorise the Director Law, Probity and Governance to enter into contract with the preferred bidder which will be known as Healthwatch Tower Hamlets.

#### **Action by:**

**CORPORATE DIRECTOR, LAW, PROBITY AND GOVERNANCE (M. CLAY)**

(Interim Service Manager, Strategy, Policy and Performance (A. Hoque))

#### **Reasons for the decision**

The Health & Social Care Act 2012 requires the Council to put in place arrangements for a local Healthwatch which is independent of local health and social care providers. The current contract for Healthwatch Tower Hamlets ends on 31<sup>st</sup> March 2017 and this report outlines proposals to put in place a replacement service by 1<sup>st</sup> April 2017. A decision is needed now to allow sufficient time for the procurement process and the mobilisation of the new contract so there is no gap in the service.

#### **Alternative options**

The current contract ends on 31<sup>st</sup> March 2017 and there are no options to extend this contract. The Council would be in breach of its statutory duty if a replacement service is not put in place.

The legislation allows the Council to award grant in aid but this is not recommended option for the following reasons:

- a) The Council wants the ability to set ambitious outcomes and monitor performance against these to achieve a high quality service, which the contracting process is more likely to achieve;
- b) The Council is moving more generally towards commissioning and away from grants;
- c) The competitive process will enable us to ensure that we achieve the best value in the current financial climate.

#### 5.4 Corporate Directors' Decisions

##### DECISION

1. To note the Corporate Directors' decisions set out in Appendix 1.

##### Action by:

**CORPORATE DIRECTOR, RESOURCES (Z. COOKE)**

(Accountant – Financial Planning (A. Kadir))

##### Reasons for the decision

Financial Regulations require that regular reports be submitted to Cabinet setting out financial decisions taken under Financial Regulation B10.

The regular reporting of Corporate Directors' Decisions should assist in ensuring that Members are able to scrutinise officer decisions.

##### Alternative options

The Council is bound by its Financial Regulations (which have been approved by Council) to report to Cabinet setting out financial decisions taken under Financial Regulation B10.

If the Council were to deviate from those requirements, there would need to be a good reason for doing so. It is not considered that there is any such reason, having regard to the need to ensure that Members are kept informed about decisions made under the delegated authority threshold and to ensure that these activities are in accordance with Financial Regulations.

#### 5.5 List of Individual Mayoral Decisions

##### DECISION

1. To note the Individual Mayoral Decisions set out in Appendix 1 to the report.

##### Action by:

**COMMITTEE SERVICES MANAGER (M. MANNION)**

##### Reasons for the decision

This is a noting report to aid transparency.

The reasons each decision were taken are set out in their specific reports.

##### Alternative options

The alternative option would be to not produce this report, but that would not aid transparency of decision making.

#### 6. ANY OTHER UNRESTRICTED BUSINESS CONSIDERED TO BE URGENT

Nil items.

**7. EXCLUSION OF THE PRESS AND PUBLIC**

Nil items.

**8. EXEMPT / CONFIDENTIAL MINUTES**

Nil items.

**9. OVERVIEW & SCRUTINY COMMITTEE**

**9.1 Chair's Advice of Key Issues or Questions in Relation to Exempt / Confidential Business**

Nil items.

**9.2 Any Exempt / Confidential Decisions "Called in" by the Overview & Scrutiny Committee**

Nil items.

**10. ANY OTHER EXEMPT/ CONFIDENTIAL BUSINESS CONSIDERED TO BE URGENT**

Nil items.

The meeting ended at 6.38 p.m.

Mayor John Biggs