

BRIGHTON & HOVE CITY COUNCIL
SPECIAL POLICY & RESOURCES COMMITTEE

4.00pm 28 APRIL 2016

FRIENDS MEETING HOUSE, SHIP STREET, BRIGHTON

DECISION LIST

Part One

163 TOWER HOUSE

Contact Officer: Karin Divall
Ward Affected: All Wards

Tel: 29-4478

RESOLVED:

- 1) That the Committee should read and consider the consultation outcome and the equalities impact assessment to inform its decision making.
- 2) That the Committee should endorse the recommendation from the Health & Wellbeing Board.
- 3) That the Committee delegate to the Executive Director, Adult Services the re-provision of services.
- 4) That the Committee delegate to the Assistant Director; Property & Design the arrangements regarding the transfer or disposal of the lease for Tower House, ensuring best value for money, and for the community.
- 5) That the Council should write to the Freeholder of the Tower House site inviting them to retain it for community use.

164 LEARNING DISABILITIES ACCOMMODATION SERVICES

Contact Officer: Karin Divall
Ward Affected: All Wards

Tel: 29-4478

RESOLVED:

- 1) That the Policy & Resources Committee members should read and

consider the full consultation outcome and equalities impact assessment.

- 2) That Policy & Resources endorse the recommendation from Health & Wellbeing Board.
- 3) That Policy & Resources Committee should delegate to the Executive Director, Adult Services, the authority to re-provide the Council's learning disability accommodation services through a procurement process and award of the contracts for services that aim to meet individuals' needs in the most cost effective way.

165 ORBIS PROGRAMME UPDATE

Contact Officer: Chris Carter
Ward Affected: All Wards

Tel: 01273 296499

RESOLVED – That the Committee:

- 1) Notes the progress made in carrying out due diligence for Brighton & Hove City Council as a founding partner in the Orbis partnership with East Sussex and Surrey County Councils.
- 2) Agrees to support the continuation of work for the Council to formally partner with East Sussex and Surrey County Councils within the Orbis partnership.
- 3) Supports the approach for collaboration leading to integration through a continued due diligence and business case approach.

166 SENIOR MANAGEMENT TEAM RE-ORGANISATION

Contact Officer: Geoff Raw
Ward Affected: All Wards

Tel: 01273 297329

RESOLVED – That the Committee:

- 1) Notes the proposed officer re-organisation as set out in the report;
- 2) Notes that an update will be provided to Members on the outcome of the consultation on the day of the meeting and that the proposals in this report are subject to the outcome of the consultation;
- 3) Agrees the changes to the scheme of officer delegations set out in Appendix 1 to this report;
- 4) Authorises the Chief Executive to take all steps necessary or incidental to the implementation of the proposals set out in this report including the power to make any transitional arrangements

he considers necessary including outstanding matters arising from staff consultation;

- 5) Authorises the Monitoring Officer to make amendments to the relevant parts of the constitution to reflect the changes resulting from the above paragraphs and make any necessary consequential amendments;
- 6) Agrees that the delegation changes come into force on 2 May 2016, subject to any transitional arrangements and referred to in paragraph 2.4 above.

167 REVIEW OF THE COUNCIL'S CONSTITUTION 2016

Contact Officer: Abraham Ghebre-Ghiorghis

Tel: 01273 291500

Ward Affected: All Wards

RESOLVED:

- 1) That the Committee approves the proposals set out at paragraph 5 and Appendix 2 (the establishment of a Strategic Investment Board) and paragraph 6 (the continued operation of the Member Procurement Advisory Board).
- 2) That the Committee agree that the Chief Executive and Monitoring Officer be authorised to take all steps necessary or incidental to the implementation of the changes agreed by the Policy & Resources Committee and Council and that the Monitoring Officer be authorised to amend and re-publish the Council's constitutional documents to incorporate the changes.
- 3) That the Committee agree that the changes come into force immediately following approval by Policy and Resources Committee and, for matters requiring Council approval, following approval by Council.

RESOLVED TO RECOMMEND

- 1) That Council agree the proposed changes to the Council's constitution as set out in paragraph 4 and Appendix 1 (the discontinuance of the Overview & Scrutiny Committee and the establishment of a Health Overview and Scrutiny Committee, including the changes agreed by the Policy & Resources Committee); paragraph 7 and Appendix 3 (review of Contract Standing Orders); paragraph 8 and Appendix 4 (review of the Council Procedure Rules); the renaming of the Policy & Resources Committee as the Policy, Resources and Growth Committee and the establishment of Lead Member roles for Planning Strategy as set out in paragraph 9 of the report.

168 SOFTWARE LICENSING PROCUREMENT

Contact Officer: Mark Watson
Ward Affected: All Wards

Tel: 01273 291585

RESOLVED – That the Committee:

- 1) Delegates authority to the Executive Director Finance & Resources to select a suitable procurement route and to enter into Microsoft Software Licensing agreement/s with a Microsoft Licensing Partner for a three year period.
- 2) Delegates authority to the Executive Director Finance & Resources to extend the agreement/s referred to in 2.1 for up to two periods of one year following the initial three year term, should such extensions be deemed necessary.

169 ROYAL PAVILION ESTATE CAPITAL PROJECT

Contact Officer: Richard Davies
Ward Affected: All Wards

Tel: 01273 296825

RESOLVED:

- 1) That the Committee notes the progress made to date on the Royal Pavilion Estate capital project Phase 1, which has an estimated cost of £19.1 million, and the successful bids for ACE Stage 2 and HLF Round 2 match funding totalling £10.8million towards these Phase 1 capital works.
- 2) That the Committee delegates authority to the Assistant Chief Executive and Executive Director, Finance & Resources to procure and appoint the main contractor to carry out the Phase 1 capital works to the Corn Exchange and Studio Theatre where the tender price is within the project budget.
- 3) That the Committee delegates authority to the Assistant Chief Executive and Executive Director Finance & Resources to procure and appoint consultants to carry out the works required to satisfy the conditions of the HLF and ACE grant funding where these costs are identified within the project budget.
- 4) That the Committee notes the financial implications set out in paragraph 7.1 and agrees that the Executive Director Finance & Resources may implement the option of borrowing to mitigate financial risks and that if this risk does not materialise during Phase 1 the risk provision may be rolled forward to support Phase 2 of the Royal Pavilion Estate improvement works.

- 5) That the Committee resolves that the City Council appropriates the land for planning purposes identified as Phase 1 on the plan 'Phasing of Capital Works to the Royal Pavilion Estate' at Appendix 1 and on 'Royal Pavilion Estate Phase 1 Site Plan' at Appendix 2 under sections 226 and 227 of the Town and Country Planning Act 1990 (TCPA1990).

170 ROYAL PAVILION & MUSEUMS

Contact Officer: Mo Lawless
Ward Affected: All Wards

Tel: 01273 295975

RESOLVED – That the Committee:

- 1) Approve the option to proceed with the procurement for a 25 year term contract as set out in the report.
- 2) Authorise the Chief Executive to award a contract externalising the future management of the Royal Pavilion and Museums on completion of the procurement process.
- 3) Agree that consideration may need to be given to maintaining the council's funding level for up to 3 years to support viable bids for operating the service. This would result in changes to the current level of savings assumed in the 4-year Service & Financial Plans for 2017/18 to 2019/20.

171 BRIGHTON WATERFRONT PROJECT (BRIGHTON CENTRE AND BLACK ROCK SITES)

*Contact Officer: Mark Ireland, Katharine
Pearce*
Ward Affected: All Wards

*Tel: 01273 291240, Tel: 01273
292553*

RESOLVED – That the Committee:

- 1) Agree the draft Heads of Terms as summarised in the Confidential Appendix 3 as the basis of ongoing negotiations with Standard Life Investments (SLI) on the understanding that the Head of Law is authorised to enter into the final conditional Development Agreement (cDA) and any linked documentation after the Acting Executive Director Environment Development & Housing and the Head of Law have consulted with the Waterfront Project Board regarding any further changes to the draft Heads of Terms
- 2) Note the terms of the draft Valuation Brief as referred to in the Confidential Appendix 4.
- 3) Note and agree:

- a) The revised financial information contained in the Confidential Appendix 5.
 - b) The current conference subvention budget is retained by the council to support conferences during the closure period and attract conferences to the new venue once opened.
 - c) Construction of the new venue will be funded by the capital receipt generated from the sale of the Brighton Centre site, rent from the appointed venue operator, net savings achieved on the current Brighton Centre operational budgets and up to 50% of the forecast additional future business rates income stream (set out in the funding table in paragraph 7.4 of the financial implications) along with any relevant successful Local Growth Fund bids.
 - d) That any additional council tax revenue and any increase in New Homes Bonus will be used to support the City Council's medium term financial strategy
 - e) The Brighton Centre Redevelopment Reserve can continue to be used to fund project development costs incurred by the council on the Central and Black Rock sites as set out in paragraph 7.14.
- 4) Note and agree the overall procurement approach as summarised in paragraphs 7.15 to 7.17 and the role of Standard Life Investments as lead Development Partner for both the central (Brighton Centre and Kingswest) and east (Black Rock) sites.
 - 5) Agree that a competitive procurement process to appoint a third party operator can proceed in a manner agreed by officers with the Waterfront Project Board.
 - 6) Agree that the appointment of a third party operator for the new venue, following completion of the procurement process, be agreed by Policy & Resources Committee.

172 FORMER PETER PAN'S AMUSEMENTS SITE - SEA LANES LEASE AGREEMENT

Contact Officer: Ian Shurrock, Toni Manuel, Jane Pinnock *Tel:* 01273 292084, Tel: 01273 290394, Tel: 01273 290568
Ward Affected: East Brighton

RESOLVED - That the Policy and Resources Committee agrees to authorise the Acting Executive Director Environment, Development & Housing, Executive Director Finance & Resources, and Assistant Director Property & Design to enter into an agreement to lease and grant a 150 year lease to the preferred bidder, Sea Lanes, subject to planning approval for the site shown in Appendix 1 as set out in the Heads of Terms in Appendix 2 (Part 2 confidential information).

