

DECISIONS OF THE CABINET RESOURCES COMMITTEE

17 JUNE 2010

COMMITTEE:

*Councillor Daniel Thomas (Chairman)

Councillors

* Brian Coleman
* Andrew Harper
* Robert Rams

* Richard Cornelius
* Lynne Hillan

*Denotes Member present

\$Denotes member absent on Council business

1. MINUTES:

The minutes of the meeting held on 25 May 2010 were approved as a correct record.

2. ABSENCE OF MEMBERS:

All Members were present.

3. DECLARATION OF MEMBERS' PERSONAL AND PREJUDICIAL INTERESTS:

There were no interests declared.

4. PUBLIC QUESTIONS:

No questions were received.

5. COMPULSORY PURCHASE OF FIVE LONG-TERM VACANT PROPERTIES (Report of the Cabinet Member for Resources and Performance and the Cabinet Member for Housing, Planning and Regeneration – Agenda Item 8):

For the reasons set out in the Cabinet Members' report, the Committee
RESOLVED –

- (1) That the making of five separate Compulsory Purchase Orders, under Section 17 of the Housing Act 1985 and the Acquisition of Land Act 1981 be authorised in respect of the properties identified as 'a', 'b', 'c', 'd' and 'e' in the exempt report.
- (2) That, subject to the authorisation for the making the Compulsory Purchase Orders referred to in (1) above, the Orders be submitted to the Secretary of State for Communities and Local Government for consideration and confirmation.
- (3) That, in the event of the Secretary of State for Communities and Local Government returning any of the Orders for confirmation by the Council, the Order be confirmed on behalf of the Council.
- (4) Following confirmation of any of the Orders, to authorise the entry into a cross-undertaking with the owner(s) of the relevant property not to implement the Order on the condition that the owner(s) agree(s) to bring their property back into use within a reasonable time.
- (5) In the event that a cross-undertaking is not entered into as referred to in (4) above, or the terms of the cross-undertaking are not adhered to by the owner, that the Director of Planning, Housing and Regeneration be authorised to proceed with the compulsory acquisition of the property in question.

- (6) That following the compulsory acquisition of any of the properties, a proposal for the onward disposal to the private sector be referred to the relevant Chief Officer for decision and progression.
- (7) That the financial costs of the Compulsory Purchase Orders be indemnified through the Corporate Capital Programme.

6. MOTION TO EXCLUDE THE PRESS AND PUBLIC:

RESOLVED – That under Section 100A (4) of the Local Government Act 1972, the public be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in category 6 of Part 1 of Schedule 12A of the Act (as amended by the Local Government (Access to Information) (Variation) Order 2006):

Agenda Subject

Item

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| X1 | Exempt information relating to item 8 in public session – Compulsory Purchase of long term vacant properties |
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With the agreement of the Chairman, Rabbi Yitzchak Hertz and Mr Rafi Weschler addressed the Committee on behalf of the owner of property 'a'.

RESOLVED – That the exempt information be noted.

7. GRANT FUNDING FOR ARTS ORGANISATIONS FOR 2010/11 AND BEYOND (Report of the Cabinet Member for Customer Access and Partnerships – Agenda Item 5):

For the reasons set out in the Cabinet Member's report, the Committee

RESOLVED – That subject to the Council's Standard Conditions of Grant Aid and to the special conditions set out in this report, the grants recommended be approved for 2010/11.

8. RELOCATION OF BARNET LOCAL STUDIES AND ARCHIVES SERVICE (Report of the Cabinet Member for Customer Access and Partnerships – Agenda Item 6):

For the reasons set out in the Cabinet Member's report, the Committee

RESOLVED – That the Barnet Local Studies Service be moved from the existing accommodation in Daws Lane, Mill Hill to new accommodation within Hendon Library.

9. COMMUNITY BARNET – GRANT APPLICATION, 2010/11 (Report of the Cabinet Member for Customer Access and Partnerships – Agenda Item 7):

For the reasons set out in the Cabinet Member's report, the Committee

RESOLVED – That, pending decisions on the future procurement of infrastructure support for the voluntary and community sector and subject to:

- (a) the Council's Standard Conditions of Grant Aid; and
- (b) the special conditions set out in the assessment herewith, a core grant of £94,628 be awarded to CommUNITY Barnet for 2010/11.

10. GRANVILLE ROAD ESTATE REGENERATION (Report of the Cabinet Member for Housing, Planning and Regeneration – Agenda Item 9):

For the reasons set out in the Cabinet Member's report, the Committee

RESOLVED –

- (1) That having regard to the business case for Phase 2 of the regeneration of the Granville Road estate:

- (a) That the Director of Planning Housing and Regeneration be authorised to seek a development partner through a competitive tender to enter into a joint venture to take forward Phase 2 of the regeneration of the Granville Road Estate;

- (b) That the Director of Planning, Housing and Regeneration be authorised to approve through delegated powers, the appointment of any further external consultants, in accordance with the Council's contract procurement procedures to support the tender and contractual arrangements for the establishment of a joint venture agreement / local delivery vehicle for Granville Road; and
- (c) To authorise spend up to a maximum of £500,000 towards legal and consultancy services to support the tender arrangements required for the establishment of a joint venture agreement or other delivery vehicle for Granville Road.

11. LAND FRONTING 813 HIGH ROAD, NORTH FINCHLEY (Report of the Cabinet Member for Resources and Performance – Agenda Item 10):

Following advice from the Assistant Director (Legal) regarding recommendation (2) and for the reasons set out in the Cabinet Member's report, the Committee

RESOLVED –

- (1) That the Commercial Director be authorised to dispose of the area of land fronting the development site of 813 High Road, North Finchley, shown edged red on plan no.24150 by way of auction.
- (2) That if deemed necessary the Director of Environment and Operations and Director of Planning, Housing and Regeneration be asked to consider taking any necessary action to obtain a "stopping up order" under the Highways Act 1980 (S.116) or the Town and Country Planning Act 1990 (S.247).

12. LAND, BEING PART OF THE COMMON, AT ROWLEY GREEN ROAD (Report of the Cabinet Member for Resources and Performance – Agenda Item 11):

For the reasons set out in the Cabinet Member's report, the Committee

RESOLVED – That, subject to the necessary consents being obtained, approval is given to the granting of an easement over the Council owned and common land illustrated on the attached drawing to construct and use a cross over to the highway, and for the connection of pipes and cables services.

13. HARWOOD, 55 CHRISTCHURCH AVENUE, FINCHLEY (Report of the Cabinet Member for Resources and Performance – Agenda Item 12):

For the reasons set out in the Cabinet Member's report, the Committee

RESOLVED – That authorisation be given to the Commercial Director to proceed with the sale of the surplus asset of Harwood, 55 Christchurch Avenue, Finchley N3.

14. PAVILION BUILDING, LYTTTELTON PLAYING FIELDS, HAMPSTEAD GARDEN SUBURB N2 (Report of the Cabinet Member for Resources and Performance – Agenda Item 13):

For the reasons set out in the Cabinet Member's report, the Committee

RESOLVED – That a lease of part of the ground floor and the whole of the first floor of the pavilion building at Lyttelton Playing Fields, together with land adjoining, all as shown edged red and blue on the attached plan be granted to Kerens Gan Limited on the principal terms set out in Section 9 of the Cabinet Member's report and in the accompanying exempt report.

15. LETTING OF BARNET HILL SCHOOL (Report of the Cabinet Member for Resources and Performance – Agenda Item 14):

For the reasons set out in the Cabinet Member's report, the Committee

RESOLVED – That the Commercial Director be authorised to proceed to finalise terms for a temporary letting of Barnet Hill School to the Edgware Jewish Primary School.

16. LAND ADJOINING 16 HADLEY RIDGE, BARNET (Report of the Cabinet Member for Resources and Performance – Agenda Item 15):

For the reasons set out in the Cabinet Member's report, the Committee

RESOLVED – That the Council’s freehold interest in the land shown edged red on the attached plan no. 24151 is sold to the owner of 16 Hadley Ridge on the terms detailed in this report.

- 17. TREASURY MANAGEMENT OUTTURN FOR THE YEAR ENDED 31 MARCH 2010 (Report of the Cabinet Member for Resources and Performance – Agenda Item 16):**
For the reasons set out in the Cabinet Member’s report, the Committee
RESOLVED – That the Treasury Management activity and outturn for 2009/10 be noted.

- 18. FINAL OUTTURN POSITION 2009/10 (Report of the Cabinet Member for Resources and Performance – Agenda Item 17):**

An addendum to the Cabinet Member’s report was circulated at the meeting. For the reasons set out in the Cabinet Member’s report, the Committee

RESOLVED –

- (1) That the 2009/10 revenue budget and capital outturn position be noted.
- (2) That the capital approvals and slippage as outlined in tables 10 and 11 be approved.
- (3) That the risk list as shown in Appendix C be noted.
- (4) That the Earmarked Reserves and Provisions contained in paragraphs 9.2.8 and 9.2.9 of the Cabinet Member’s report be approved.
- (5) That the outstanding debt position for the Council and its provision for future bad debt be noted.
- (6) That the creditor payment performance of the Council be noted.
- (7) That the tax collection performance of the Council be noted.
- (8) That the Council’s key corporate performance indicators that are categorised as either red (below target) or black (no data) are noted.
- (9) That Appendix F – Monitoring the Effects of the Recession on Barnet (to be renamed the ‘Economy and Enterprise Monitor’) be noted.
- (10) That Appendix G – the Council’s Section 106 position be noted.
- (11) That the write-off of the Higher Education Funding Council (HEFC) debtor totaling £2.008m be approved.

- 19. MOTION TO EXCLUDE THE PRESS AND PUBLIC:**

RESOLVED – That under Section 100A (4) of the Local Government Act 1972, the public be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in category 3 of Part 1 of Schedule 12A of the Act (as amended by the Local Government (Access to Information) (Variation) Order 2006):

| Agenda Item | Subject |
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| X2 | Exempt information relating to item 9 in public session – Granville Road Estate Regeneration |
| X3 | Exempt information relating to item 11 in public session – Land, being part of the common, at Rowley Green Road |
| X4 | Exempt information relating to item 12 in public session – Harwood, 55 Christchurch Avenue, Finchley |
| X5 | Exempt information relating to item 13 in public session – Pavilion Building, Lyttelton Playing Fields, Hampstead Garden Suburb N2 |
| X6 | Exempt information relating to item 14 in public session – Letting of Barnet Hill School |
| X7 | Care Home Contract – Catalyst Housing Arbitration Claim ¹ |

¹ Exemption category 3 and 5.

20. **EXEMPT INFORMATION RELATING TO ITEM 9 IN PUBLIC SESSION – GRANVILLE ROAD ESTATE REGENERATION (Report of the Cabinet Member for Housing, Planning and Regeneration – Agenda Item X2):**
RESOLVED – That the exempt information be noted.
21. **EXEMPT INFORMATION RELATING TO ITEM 11 IN PUBLIC SESSION – LAND, BEING PART OF THE COMMON, AT ROWLEY GREEN ROAD (Report of Cabinet Member for Resources and Performance – Agenda Item X3):**
RESOLVED – That the exempt information be noted.
22. **EXEMPT INFORMATION RELATING TO ITEM 12 IN PUBLIC SESSION – HARWOOD, 55 CHRISTCHURCH AVENUE, FINCHLEY (Report of Cabinet Member for Resources and Performance – Agenda Item X4):**
RESOLVED – That the exempt information be noted.
23. **EXEMPT INFORMATION RELATING TO ITEM 13 IN PUBLIC SESSION – PAVILION BUILDING, LYTTELTON PLAYING FIELDS, HAMPSTEAD GARDEN SUBURB N2 (Report of Cabinet Member for Resources and Performance – Agenda Item X5):**
RESOLVED – That the exempt information be noted.
24. **EXEMPT INFORMATION RELATING TO ITEM 14 IN PUBLIC SESSION – LETTING OF BARNET HILL SCHOOL (Report of Cabinet Member for Resources and Performance – Agenda Item X6):**
RESOLVED – That the exempt information be noted.
25. **CARE HOME CONTRACT – CATALYST HOUSING ARBITRATION CLAIM (Report of Cabinet Member for Adults – Agenda Item X7):**
RESOLVED – That the exempt information be noted.

The meeting finished at 8.10pm.