

CABINET DECISION NOTICE



The following decisions were taken by CABINET at its meeting held on TUESDAY 13 JULY 2021 at 6.30 pm.

C20 MINUTES

RESOLVED:

That the Minutes of the meeting of the Cabinet held on 1 June 2021 be approved and signed by the Leader of the Council as a correct record.

C24 COUNCILLORS QUESTIONS

Questions were received from Councillors D Hopkins, Minns, Priestley and Walker

ACTIONS:

- 1) Councillor Marland undertook to ask officers to meet with Red Bull and ward councillors to discuss plans for an iconic sculpture for the 'Red Bull' roundabout. (Councillor Marland / Director of Property and Environment).
- 2) Councillor R Bradburn to liaise with Councillor Priestly regarding potential support for market traders. (Councillor Bradburn / Councillor Priestley / Director of Finance and Resources).

C25-26 REFERENCES FROM OTHER BODIES

- a) Referral from the Covid-19 Task and Finish Group – 2 March 2021

ACTIONS:

Councillor Marland undertook to prepare a written response to the Group's recommendations in time for their September meeting. (Councillor Marland / Director Law & Governance)

RESOLVED:

That the referral and the written response provided, be noted.

- b) Referral from the Health and Adult Social Care Scrutiny Committee – 23 June 2021

ACTIONS:

Councillor Carr agreed to make contact with the Clinical Commissioning Group to express her concern about waiting times for CAMHS in Milton Keynes and to review the position in respect of the reach and effectiveness of the programme of activities aimed at reducing childhood obesity. (Councillor Carr / Director of Public Health / Deputy Director of Public Health)

RESOLVED:

That the referral and the written response provided, be noted.

C27 OUTTURN REPORT 2020/21: GENERAL FUND REVENUE, HOUSING REVENUE ACCOUNT, DEDICATED SCHOOLS GRANT AND CAPITAL PROGRAMME

RESOLVED:

1. That the general fund revenue account draft outturn of £0.917m underspend be noted, together with the associated management actions.
2. That it be noted that the outturn on the Housing Revenue Account is break even, after an increase in the transfer to reserves, together with the associated management actions.
3. That the DSG forecast surplus carry forward of £3.657m be noted, together with the associated management actions.
4. That the reserves position be noted.
5. That the draft outturn on the Capital Programme of £1.849m underspend be noted.
6. That the draft outturn position of the 2020/21 tariff programme be noted.
7. That the debt position of the Council at the end of quarter 4 be noted.
8. That the Treasury Management position including prudential indicators be noted.
9. That the virements to the original budget be noted.
10. That the current position on the Collection Fund be noted.
11. That the procurement waiver decisions be noted.
12. That the additions and amendments to resource allocation and spend approval for the 2021/22 capital programme and Tariff Programme be agreed.

C28 MORE FOR MK

RESOLVED:

1. That 'More for MK' be adopted across the Council.
2. That 'More for MK' be promoted amongst our local public sector partners, encouraging them to take the same approach though their own procurement.

(Councillor Middleton / Director Finance & Resources)

C29 MILTON KEYNES ECONOMIC RECOVERY PLAN 2021/23

RESOLVED:

1. That the progress made in delivering the targets of the Economic Recovery Plan agreed in September 2020 and the positive impact this has had in delivering practical support across Milton Keynes during the COVID-19 pandemic be recognised.

2. That the Milton Keynes Economic Recovery Plan 2021-23 be agreed.
3. That £1.5m of funding be allocated to the Economic Recovery Programme projects, subject to further development and sign off by the Council's Section 151 officer.

(Councillor R Bradburn / Deputy Chief Executive / Director Finance & Resources)

C30 CONSTRUCTION WORKS AT THE LAKES, BLETCHLEY, AND THE DEMOLITION OF SERPENTINE COURT

RESOLVED:

1. That the revised Phase A scheme for delivery of regeneration at the Lakes Estate. The original Cabinet report for Serpentine Court and the Wider Lakes Estate – Approval for the submission of planning application was agreed at Cabinet on 13 January 2019, be approved.
2. That the Cabinet decision of 1 September 2020 in which cabinet approved the commencement of an open tender process to procure contractors to deliver Phase A regeneration scheme at the Lakes Estate, be amended to instead approve the use of Pagabo framework for the conduct of a mini-competition to award the contract for the revised Phase A scheme.
3. That the Cabinet decision of 1 September 2020 in which cabinet approved the recommendation to award contracts for the delivery of the Phase A scheme at the Lakes Estate in lots, be amended to instead approve the award of a single contract for the revised Phase A scheme.
4. That Cabinet recommend Council approve:
 - a) the remaining capital resource allocation needed to construct the revised Phase A project at the Lakes Estate of £61,650,000, which includes the demolition of Serpentine Court and acquisition of additional land for the Stoke Road development (being brought forward from Phase B) from MKDP, and £2.35m in disruption payments; and
 - b) specific allocation of this capital resource to be delegated to the Director of Environment and Property, and the Director of Finance and Resources in consultation with Cabinet Member for Adults, Housing and Healthy Communities, with a spend approval of £0.950m being agreed immediately, to allow the re-appointment of the professional team to undertake the outstanding detailed design work and production of the information and documents required to tender the works in this financial year.

(Councillor Darlington / Director of Environment & Property / Director Finance & Resources)

C31 ESTABLISHING A LOCAL HOUSING COMPANY

RESOLVED:

1. That the review of the MKDP LHC proposal by Local Partnerships attached as Annex 1, together with the observations from the Council's S151 Officer and Monitoring Officer as set out in the report, be noted.
2. That MKDP be asked to work with the Council to undertake a more detailed tax, financial and operational appraisal of the two options for the ownership of the LHC, (i.e. either as a subsidiary of MKDP or directly under the Council). MKDP to be asked to establish a joint working group with MKC Officers in order that a final decision can be taken by the beginning of September 2021.
3. That MKDP be asked to begin the process of progressing with the proposals to establish a Registered Provider of Social Housing, noting the updates required to the business plan.
4. That a further report is brought back to Cabinet in due course to confirm and approve the charitable objects for the new LHC prior to formal registration being submitted.
5. That the establishment of a Company Limited by Guarantee, be agreed and that it is set up to become the not-for-profit registered provider of social housing.
6. That authority be delegated to the Director of Law and Governance in consultation with the Director of Finance and Resources to approve any relevant legal agreements or arrangements on behalf of the Council to facilitate the setting up of the LHC in accordance with this report.
7. That this decision is referred to the Strategic Placemaking Scrutiny Committee for scrutiny of the formation, establishment and business plan of the Local Housing Company.

(Councillor Darlington / Director of Environment & Property / Director Finance & Resources / Director Law & Governance)

C32 INVESTING IN THE REGENERATION OF THE AGORA AND WOLVERTON'S HIGH STREET

RESOLVED:

1. That the public and press be excluded from the meeting by virtue of Paragraph 3 (Information relating to the Financial or Business Affairs of the Authority) of Part 1 of Schedule 12A of the Local Government Act 1972, in order that the meeting may consider the Confidential Annexes (B, C, D, F, G) to the report.
2. That the Agora shopping centre site be acquired alongside the design rights to the scheme, as developed by TOWN.
3. That the freehold of the built Agora asset be retained by the Council for a minimum of 50 years.

4. That the Contract dated 9 November 2018 between the Council and Love Wolverton Ltd for the disposal of the adjoining Council car park to the Developer be terminated.
5. That the lease of the adjoining car park (necessary for the development of Block C be acquired.
6. That the Council take on the role of developer of the scheme and that the appointment of TOWN, as the Council's Development Manager, be agreed via a direct contract award subject to any agreed variations.
7. That the draft Heads of Terms for leasing the completed development to MKDP, be approved and that the Council agrees to enter into the lease, related agreements and contracts with MKDP.
8. That the Director of Environment and Property in consultation with Cabinet member for Resources, the Director of Finance and Resources, and the Director for Law and Governance be authorised to agree any variations to the Heads of Terms with the Development Manager and MKDP as set out in this report, and to agree any other necessary documents and agreements to effect the decisions made pursuant to this report.
9. That the commencement of a procurement process to appoint an independent consultant, in order to oversee the performance of the professional team delivering the development and as a check on the value for money cost of delivering the development as required, be approved.
10. That the Director of Environment and Property in consultation with Cabinet member for Resources, the Director of Finance and Resources, and the Director for Law and Governance be authorised to engage any external advisors, including legal and other professionals as necessary in order to implement the decisions pursuant to this report subject to such engagements complying with the council's contracts procedure rule.
11. That approval is granted to conduct a procurement processes compliant with the public contracts regulations 2015 for both the demolition of the Agora and the construction of the proposed scheme.
12. That authority is delegated to the Director for Environment and Property, in consultation with the Director for Finance and Resources to approve the award of the demolition contract and the construction contract for the Agora scheme, subject to the contract sums being within the forecast overall budget of £36,590,668.
13. That Cabinet approves the subsidy of £5,719,270.
14. Cabinet recommends to full Council, that Resource Allocation is made within the Capital Programme for £36,590,668.

(Councillor Middleton / Director of Environment & Property / Director Finance & Resources / Director Law & Governance)

A request to call-in a decision, bearing the names of two Members of the Council, the Chair or Clerk of a Parish or Town Council, or signed by twenty residents of Milton Keynes, should be sent to the Director (Law and Governance), Civic, 1 Saxon Gate East, Central Milton Keynes, MK9 3EJ, Telephone: (01908) 252095 or e-mail: sharon.bridlalsingh@milton-keynes.gov.uk no later than **5.00 pm** on Friday 23 July 2021.

Only decision references C25 - C30 may be called in.

In submitting the request to the Director Law and Governance for a decision to be called-in, the requester must specify reason/reasons for calling in the decision.

A form which twenty residents of Milton Keynes may complete to request that a decision is called in can be accessed from the link: <http://milton-keynes.cmis.uk.com/milton-keynes/PublicDocuments/Call In Request Form>