

**BRIGHTON & HOVE CITY COUNCIL**  
**POLICY & RESOURCES COMMITTEE**

**4.00pm 21 JANUARY 2016**

**AUDITORIUM - THE BRIGHTHELM CENTRE**

# **DECISION LIST**

## **Part One**

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### **103 COUNCIL TAX BASE 2016/17**

*Contact Officer:* James Hengeveld                      *Tel:* 01273 291242  
*Ward Affected:* All Wards

- 1) Approves this report for the calculation of the council's tax base for the year 2016/17.
- 2) Agrees that in accordance with the Local Authorities (Calculation of Tax Base) (England) Regulations 2012, the amounts calculated by Brighton & Hove City Council as its council tax base for the year 2016/17 shall be as follows:-
  - i) Brighton and Hove in whole – 86,173.0 (as detailed in appendix 1)
  - ii) Royal Crescent Enclosure Committee – 29.4 (as detailed in appendix 2)
  - iii) Hanover Crescent Enclosure Committee – 44.2 (as detailed in appendix 3)
  - iv) Marine Square Enclosure Committee – 70.0 (as detailed in appendix 4)
  - v) Parish of Rottingdean – 1,533.4 (as detailed in appendix 5)
- 3) Agrees that for the purposes of Section 35(1) of the Local Government Finance Act 1992, the expenses of meeting the special levies issued to the council by the Enclosure Committees shall be its special expenses.
- 4) Agrees that the Enclosure Committees and Rottingdean Parish are paid the required council tax reduction grant of c£5,000 in total, to ensure they are no better or no worse off as a result of the introduction of the council tax reduction scheme for the reasons set out in paragraph 3.7.

#### **104 BUSINESS RATES RETENTION FORECAST 2016/17**

*Contact Officer:* James Hengeveld                      *Tel:* 01273 291242  
*Ward Affected:* All Wards

That the Committee:

- 1) Note that the amount forecast to be received by the council in 2016/17 from its share of local business rates and section 31 (Local Government Act 2003) compensation grants is £56.460m, based on the latest data. This is £0.202m below the forecast used in the December 2015 budget update report.
- 2) Agree the NNDR1 2016/17 form at Appendix 1.
- 3) Note the future changes to the business rates retention scheme outlined in paragraphs 3.17 and 3.18.

#### **105 SUBORDINATED LOAN FOR EAST SUSSEX CREDIT UNION**

*Contact Officer:* Michelle Pooley                      *Tel:* 01273 295053  
*Ward Affected:* All Wards

- 1) Approves that Brighton & Hove City Council becomes a Corporate Member of ESCU by depositing a one off sum of £28,000 which can be withdrawn at any time and that the ESCU Corporate Membership scheme be added to the capital programme.
- 2) Delegates authority to the Assistant Chief Executive and Executive Director Finances & Resources to act as Brighton & Hove City Council's Designated Representative in accordance with ESCU's Corporate Accounts Membership Policy.
- 3) Approves a subordinated interest free loan of £250,000 to ESCU for the purposes and on the terms set out in paragraphs 3.9 with an expectation of performance against set outcomes and targets with yearly reporting on key performance indicators as set out in Appendix 1. The loan will be added to the capital programme.
- 4) Notes that the council will seek to develop closer working practices with the credit union in relation to Housing, Revenues and Benefits, and Children Services.

#### **106 WORKFORCE EQUALITIES REPORT 2014/15**

*Contact Officer:* Sue Moorman                      *Tel:* 01273 293629  
*Ward Affected:* All Wards

That the Committee note the contents of the Workforce Equalities Report for 2014/15.

## **107 ORBIS PUBLIC LAW- PROPOSALS FOR THE ESTABLISHMENT OF A SHARED LEGAL SERVICE**

*Contact Officer:* Abraham Ghebre-Ghiorghis                      *Tel:* 01273 291500  
*Ward Affected:* All Wards

That the Committee agrees:

- 1) To the creation of a new Legal Services partnership arrangement between Brighton & Hove City Council, East Sussex County Council, Surrey County Council and West Sussex County Council to be known as Orbis Public Law with effect from 1 April 2016, subject to due diligence.
- 2) That a Business Case be developed for an Alternative Business Structure, in the form of a Limited Company approved by the Solicitor Regulation Authority, and to delegate authority to the Chief Executive, after consultation with the Monitoring Officer, the Section 151 Officer and the Head of HR, to establish such an ABS if he considers it appropriate.
- 3) To delegate authority to the Chief Executive to take any action necessary or incidental to the implementation of the above including (but not limited to) agreeing and entering into the Articles of Association, shareholder agreement and an Inter Authority Agreement between the partner authorities

That the Committee recommends to Council:

- 4) The establishment of a Joint Committee as the governing body for Orbis Public Law to oversee the discharge of the Council's Legal Services function;
- 5) To agree the attached Terms of Reference (appendix 2) for the Joint Committee and to appoint Councillor Les Hamilton, Deputy Chair of P&R and Lead Member for Finance & Resources, to be a Member of the Joint Committee.

## **108 PROCUREMENT OF TEMPORARY ACCOMMODATION - DYNAMIC PURCHASING SYSTEM**

*Contact Officer:* Sylvia Peckham                      *Tel:* 01273 293318  
*Ward Affected:* All Wards

- 1) That the Committee grant delegated authority be granted to the Executive Director of Environment Development and Housing in consultation with the Director of Finance to set up a DPS with a duration of up to four (4) years and run call-off tenders for the provision of long term managed leased accommodation which may be situated outside of the Brighton & Hove Local Authority Local Housing Allowance Area provided we seek to

procure within an hour's travelling time of the city by public transport.

- 2) That the Committee grant delegated authority is granted to the Executive Director of Environment Development and Housing to award contracts under the DPS as required following the recommendations of the evaluation panel with respect to individual call-off tenders run under the DPS.

## **109 PROCUREMENT OF THE PRIMARY & SPECIAL SCHOOL MEALS CONTRACT**

*Contact Officer:* Richard Barker  
*Ward Affected:* All Wards

*Tel:* 01273 290732

That the Committee:

- 1) Authorise the Director of Children's Services to procure and award a new contract for primary and special school meals with a term of four years and an option to extend the term by up to a further two years.
- 2) Authorise the Director of Children's Services to grant a two year extension to the contract referred to in 2.1 above, subject to performance of the contractor.
- 3) Note that in parallel to the procurement process for a new contract, a separate exercise will take place to determine whether an alternative provision might offer financial or other potential benefits to the council, schools and the city.
- 4) Note that in the event that an alternative delivery option may provide a better opportunity, a further report detailing the proposals will be brought to Committee for a decision.

## **110 KING ALFRED DEVELOPMENT**

*Contact Officer:* Mark Jago  
*Ward Affected:* All Wards

*Tel:* 01273 291106

That the Committee:

- 1) Support the Project Board's work in advancing the project to this stage.
- 2) Note the process followed for the competitive dialogue tendering of the King Alfred Development opportunity.
- 3) Note that Bouygues Development and Crest Nicholson in partnership with the Starr Trust ('the shortlisted Bidders') have engaged in competitive dialogue with the council during 2015, and submitted Final Tenders in August 2015.

- 4) Support the Evaluation Panel's assessment of the Final Tenders, details of which are presented in the Part II report.
- 5) Agree that, if the committee in Part II approve the Evaluation Panel's and Project Board's recommendation as to who should be appointed Preferred Bidder, and an Alcatel Letter has been issued accordingly, an announcement as to who the Preferred Bidder is may be made at the appropriate time.
- 6) Note that the draft Head of Terms for the Development Agreement are included in the Part II report and that the terms of the final version of the Development Agreement will be referred to committee for approval once they are finalised.
- 7) Approve in principle a capital contribution of £8m towards the development of a new public sports and leisure centre funded by forecast operational savings subject to the contribution being cost neutral to the council.
- 8) Note the indicative timetable for taking the project forward.