

Minutes of Extraordinary Cabinet

8 April 2020

11am

Present:

Councillor I.T.E. Harvey, Leader and Council Policy co-ordination
Councillor A.C. Harman, Deputy Leader and Finance
Councillor R.O. Barratt, Environment and Compliance
Councillor I.J. Beardsmore, Strategic Planning - Local Plan
Councillor A. Brar, Portfolio Holder for Housing
Councillor S. Buttar, Community Wellbeing
Councillor H. Harvey, Portfolio Holder for Investment, Management and
Regeneration
Councillor O. Rybinski, Economic Development, Customer Service, Estates
and Transport
Councillor J.R. Sexton, Portfolio Holder for Corporate Management

Councillors in attendance:

Councillor C. Bateson
Councillor C.F. Barnard
Councillor C.L. Barratt
Councillor K.M. Grant
Councillor V.J. Leighton
Councillor L. E. Nichols
Councillor R.A. Smith-Ainsley

2702 Disclosures of Interest

The Leader, Councillor I.T.E. Harvey, advised that he had taken legal advice about his position in relation to the substantive item on the agenda and confirmed that he had no disclosable pecuniary interest nor any conflict of interest to declare.

There were no disclosures of interest from any other Councillor.

2703 Exempt Business

Resolved to move the exclusion of the Press and Public for the following item in view of the likely disclosure of exempt information within the meaning of Part 1 of Schedule 12A to the Local Government Act 1972, as amended by the Local Government (Access to Information) Act 1985 and by the Local Government (Access to information) (Variation) Order 2006.

2704 Exempt Item - Tender report on Staines Development - Key Decision

[Paragraph 3 – information relating to the financial or business affairs of any particular person (including the authority holding that information)]

Cabinet considered an exempt report on tenders submitted for a development in Staines-upon-Thames.

The report detailed the Council's vision for the site, the brief provided to bidders to meet the Council's objectives for the project, the procurement process and the evaluation exercise which had led to the recommendation.

Alternative options considered and rejected by Cabinet:
Not to proceed with the tender process.

Resolved to:

- 1) award the tender and grant a long lease of the site in Staines-upon-Thames to Bidder B and
- 2) authorise the Group Head of Corporate Governance to finalise the terms and enter into all legal documents required for the transaction.

Reason for decision

The recommendation is based on the outcome of a full (Competitive Dialogue) procurement process to identify a Preferred Bidder for the development of the site.

Bidder B submitted the most economically advantageous offer for the development

NOTES:-

- (1) ***Members of the Overview and Scrutiny Committee are reminded that under Overview and Scrutiny Procedure Rule 16, the "call-in" procedure shall not apply to recommendations the Cabinet makes to the Council. The matters on which recommendations have been made to the Council, if any, are identified with an asterisk [*] in the above Minutes.***
- (2) ***Members of the Overview and Scrutiny Committee are entitled to call in decisions taken by the Cabinet for scrutiny before they are implemented, other than any recommendations covered under (1) above.***
- (3) ***Within five working days of the date on which a decision of the Cabinet or a Cabinet Member is published, not less than three members [one of whom must be the Chairman] of the Overview and Scrutiny Committee are able to "call in" a decision;***

- (4) ***To avoid delay in considering an item "called in", an extraordinary meeting of the Overview and Scrutiny Committee will be convened within seven days of a "call in" being received if an ordinary meeting is not scheduled in that period;***
- (5) ***When calling in a Cabinet decision for review the members doing so should in their notice of "call in":-***
- ***Outline their reasons for requiring a review;***
 - ***Indicate any further information they consider the Overview and Scrutiny Committee needs to have before it in order to conduct a review in addition to the written report made by officers to the Cabinet;***
 - ***Indicate whether, where the decision was taken collectively by the Cabinet, they wish the Leader or his nominee (who should normally be the Cabinet Member) or where the decision was taken by a Cabinet Member, the member of the Cabinet making the decision, to attend the committee meeting; and***
 - ***Indicate whether the officer making the report to the Cabinet or the Cabinet Member taking the decision or his/her representative should attend the meeting.***
- (6) ***The deadline of five working days for "call in" by Members of the Overview and Scrutiny Committee in relation to the above decisions by the Cabinet is the close of business on 17 April 2020.***