

TONBRIDGE & MALLING BOROUGH COUNCIL

RECORD OF DECISION

Decision Taken By: Cabinet
Decision No: D140118CAB
Date: 08 October 2014

Decision(s) and Reason(s)

Future Gas and Electricity Supply Contracts

(Report of Director of Central Services)

The report recommended that the Council enter into a new four year flexible procurement arrangement with LASER for the supply of gas and electricity for the period 1 October 2016 to 30 September 2020. The recommendation was based on the financial savings made under the current and previous flexible procurement contracts in place since 1 October 2008 and the energy procurement expertise available from LASER.

The Cabinet resolved that the Council enter into a further four year tri-partite agreement with Npower, Total Gas and LASER (KCC) for the supply of electricity and gas on a purchase-within-period (PWP) basis for Gibson Buildings East and West and Tonbridge Castle for the period 2016-2020.

Reasons: As set out in the report of the Director of Central Services.

Signed Chief Executive: J Beilby

Date of publication: 10 October 2014

This decision will come into force and may then be implemented on the expiry of 5 working days after publication unless it is called in.

Decision Taken By: Cabinet
Decision No: D140119CAB
Date: 08 October 2014

Decision(s) and Reason(s)

Financial Arrangements with Parish Councils 2015/16

(Item FIP14/56 referred from Finance, Innovation and Property Advisory Board Minutes of 24 September 2014)

Consideration of recommendations to the Cabinet from the Finance, Innovation and Property Advisory Board of 24 September 2014.

The Cabinet resolved that the recommendations of the Finance, Innovation and Property Advisory Board be approved as follows:

- 1) the methodology outlined in the report be adopted in calculating the allocations to parish councils under the Scheme of Financial Arrangements with Parish Councils for the year 2015/16; and
- 2) parish councils be notified of their allocations as set out in Annex 1 to the report.

Reasons: As set out in the report submitted to the Finance, Innovation and Property Advisory Board of 24 September 2014.

Signed Chief Executive: J Beilby

Date of publication: 10 October 2014

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Decision Taken By: Cabinet
Decision No: D140120CAB
Date: 08 October 2014

Decision(s) and Reason(s)

Corporate Peer Challenge

(Report of Management Team)

Further to Decision No D140080CAB, the report set out the key corporate themes arising from the Peer Challenge review, specific recommendations relating to the Council's Economic Regeneration agenda having been reported separately to the Economic Regeneration Advisory Board on 3 September 2014 (Decision No D140098MEM).

Three initial actions suggested in response to the review's recommendations included a more fundamental review of the Council's corporate plan; development of greater clarity around the transformation agenda; and having regard to the Peer Challenge Team's comments in the on-going review of the Medium Term Financial Strategy.

It was noted that the matter would be reported further as more detailed proposals and actions were developed to enable the Council to adopt a clear and consistent approach to delivering the new agenda for change.

The Cabinet resolved that:

- 1) the suggested initial actions set out at paragraph 1.3.3 of the report be endorsed; and
- 2) further reports on more detailed actions linked to this agenda be made to the Cabinet or, if appropriate, the relevant Advisory Board.

Reasons: As set out in the report of the Management Team.

Signed Chief Executive: J Beilby

Date of publication: 10 October 2014

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Decision Taken By: Cabinet
Decision No: D140121CAB
Date: 08 October 2014

Decision(s) and Reason(s)

Collective Energy Switching

(Joint report of Director of Planning, Housing and Environmental Health and Cabinet Member for Housing)

The report gave details of a proposal that the Council participate in a Collective Energy Switching scheme in partnership with four other Kent authorities to enable local residents to have the opportunity to access cheaper energy tariffs. It was noted that any new collaboration would be governed by a carefully constructed Memorandum of Understanding/Participation Agreement between the local authority partners.

The Cabinet resolved that:

- 1) the Council proceed to work collaboratively with 'Energy Deal' authorities on a winter campaign from December 2014 using the Local Government Association framework with a February 2015 reverse auction, a new Memorandum of Understanding/Participation Agreement being developed to bring Tonbridge and Malling Borough Council into the existing partnership; and
- 2) authority be delegated to the Chief Housing Officer, in consultation with the Principal Solicitor and the Cabinet Member for Housing, to approve the terms of the Memorandum of Understanding/Participation Agreement and to enter into the Agreement.

Reasons: As set out in the joint report of the Director of Planning, Housing and Environmental Health and Cabinet Member for Housing.

Signed Chief Executive: J Beilby

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Decision Taken By: Cabinet
Decision No: D140122CAB
Date: 08 October 2014

Decision(s) and Reason(s)

Business Rate Pooling

(Report of Director of Finance and Transformation)

The report referred to the Department for Communities and Local Government (DCLG) business rates retention scheme pooling prospectus and indicated that for 2014/15 a pool existed within Kent comprising Kent County Council and Maidstone Borough Council. Consideration was given to approving the necessary delegated authority to determine whether the Council, if given the opportunity to do so, should be included within a Kent business rates pool for 2015/16 and to make application to the DCLG by the closing date of 31 October 2014.

The Cabinet resolved that authority be delegated to the Director of Finance and Transformation and the Director of Central Services and Monitoring Officer, in liaison with the Leader of the Council and the Cabinet Member for Finance, Innovation and Property, to:

- 1) determine whether it is appropriate to put Tonbridge and Malling Borough Council forward as a potential partner for the business rates pool in 2015/16 based on the financial data collated in liaison with other Kent local authorities;
- 2) determine whether any subsequent offer (if any) to participate in the pool should be accepted;
- 3) subject to (2) above, accordingly agree whether to name Tonbridge and Malling Borough Council in the application to DCLG by the deadline of 31 October 2014; and
- 4) subject to (3) above, agree the final governance arrangements for the operation of the pool.

Reasons: As set out in the report of the Director of Finance and Transformation.

Signed Chief Executive: J Beilby

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Decision Taken By: Cabinet
Decision No: D140123CAB
Date: 08 October 2014

Decision(s) and Reason(s)

Ground Maintenance Services - Retendering of Contract

(LGA 1972 Sch 12A Paragraph 3 – Financial or business affairs of any particular person)

(Joint report of Director of Street Scene and Leisure, Director of Finance and Transformation and Cabinet Members for Leisure, Youth and Arts and Finance, Innovation and Property)

Further to Decision No D140079MEM, the report provided an update on the retendering of the Ground Maintenance Contract including the outcome of the tender evaluation and a proposed way forward.

The Cabinet resolved that:

- 1) the rejection of the tender submission from one company in respect of Option A as a non-compliant tender, as set out at paragraphs 1.2.4 and 1.2.5 of the report, be confirmed; and
- 2) Landscape Services Limited be awarded the Ground Maintenance Services contract Option A as outlined in the report, commencing on 1 January 2015 for a contract sum of £534,844.13.

Reasons: As set out in the joint report of the Director of Street Scene and Leisure, Director of Finance and Transformation and the Cabinet Members for Leisure, Youth and Arts and Finance, Innovation and Property (contains exempt information).

Signed Chief Executive: J Beilby

Date of publication: 10 October 2014

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