

**DECISIONS SHOULD NOT BE IMPLEMENTED BEFORE
MONDAY 24 OCTOBER 2016**

CABINET
11 October 2016

PRESENT – Councillor Dixon (in the Chair); Councillors Copeland, Harker, C L B Hughes, McEwan and A J Scott. (6)

INVITEES – Councillors Curry, I G Haszeldine and Mrs H Scott. (3)

ALSO IN ATTENDANCE – Councillor Crichlow.

APOLOGIES – Councillor Wallis.

C51. DECLARATIONS OF INTEREST – There were no declarations of interest reported at the meeting.

C52. REPRESENTATIONS – No representations were made by Members or members of the public in attendance at the meeting.

C53. MINUTES - Submitted - The Minutes (previously circulated) of the meeting of this Cabinet held on 13 September 2016.

RESOLVED - That the Minutes be confirmed as a correct record.

REASON – They represent an accurate record of the meeting.

C54. MATTERS REFERRED TO CABINET - There were no matters referred back for reconsideration.

C55 ISSUES ARISING FROM SCRUTINY - There were no issues arising from Scrutiny considered at this meeting.

C56. KEY DECISION - PROCUREMENT PLAN UPDATE - The Cabinet Member with the Efficiency and Resources Portfolio introduced the report of the Director of Neighbourhood Services and Resources (previously circulated) presenting an update of the Annual Procurement Plan (also previously circulated) and requesting that consideration be given to the assessment of contracts that are considered to be strategic or non-strategic; updating Members on the outcomes of procurement(s) previously designated as Strategic; the decisions taken by the Procurement Board to waive the Contract Procedure Rules; and providing a general update on the function and activity of the Corporate Procurement Unit.

The Director of Economic Growth gave a brief update at the meeting on the development of the site on Feethams, opposite the new cinema and leisure site.

RESOLVED - (a) That the assessment of strategic and non-strategic contracts, as set out in Appendix 1 of the submitted report, be approved,

and that the following contracts be assessed as strategic:

- (i) The Contractor's Framework – a dynamic purchasing framework (OJEU compliant framework) to enable SME's to participate in delivering minor works, and
- (ii) New Build of Housing at Allington Way for the construction of 62 housing units for Council use;

and that

- (iii) further reports/updates on the procurement process for those contracts designated as strategic (including decisions made by the Procurement Board) be brought to Cabinet;
- (iv) the contract award decisions for the contracts designated as non-strategic be delegated to the appropriate Director as listed in the plan at Appendix 1 of the submitted report; and
- (v) the contract award decisions for the contracts designated as strategic, as listed in the plan at Appendix 1 of the submitted report, be delegated to the Procurement Board to approve and reported back to Cabinet.

(b) That the contents of the report, in respect of the update of strategic procurements, Procurement Board waiver decisions and the general update, be noted.

REASONS - (a) In respect of strategic/non-strategic contracts, the recommendations are supported by the following reasons: -

- (i) the Contract Procedure Rules require Cabinet to approve the designation of contracts as strategic and non-strategic;
- (ii) contracts designated strategic are of high value and high significance in respect of the impact on residents, Health and Safety and public safety; and
- (iii) the contracts designated non-strategic are of a lower value and lower significance in respect of the impact on residents and public safety.

(b) In respect of Procurement Board waiver decisions, the recommendations are supported by the following reasons: -

- (i) in order to comply with the Contract Procedure Rules;
- (ii) to provide Cabinet with information about the decisions made by the Procurement Board; and

- (iii) to supplement the reports that are taken to Cabinet about proposed spend over £100,000, that are set out in the Annual Procurement Plan and the in year update to that report.

C57. RELEASE OF CAPITAL PROGRAMME FUNDING FOR REGENERATION PROJECTS - The Cabinet Member with Economy and Regeneration Portfolio introduced the report of the Director of Economic Growth (previously circulated) requesting that consideration be given to the release of capital funding for Advanced Design Fees allocated in the Capital Programme and previous years revenue contributions to capital, to bring forward regeneration projects and prepare sites for development.

RESOLVED - That the release of the £250,000 for Advanced Design Fees to bring forward projects and to prepare sites for development, as detailed in the submitted report, be approved.

REASON - To provide funding for regeneration projects and bring sites forward for development.

C58. CENTRAL PARK – NEXT STEPS AND UPDATE - The Cabinet Member with Economy and Regeneration Portfolio introduced the report of the Director of Economic Growth (previously circulated) providing Members with an update on the development and delivery of Central Park and the next steps for Central Park South.

Discussion ensued the changes in the number of houses proposed for the site, and the resultant implications of this change, and the current situation with the enabling works.

RESOLVED - (a) That the Director of Economic Growth be authorised to vary the Collaboration Agreement with the Homes and Communities Agency (HCA).

(b) That the Director of Economic Growth be authorised to negotiate the legal agreements with the Centre for Process Innovation (CPI) relating to the provision of a new car park.

(c) That the business case and financing model, as set out in Appendix 4 (PART III) of the submitted report, be approved, for the delivery of the car park at Central Park and release the required capital funds.

(d) That the principle of the acquisition of the Network Rail land be approved and the Director of Economic Growth be authorised, in consultation with the Cabinet Member with the Resources and Efficiency Portfolio, to conclude negotiations and complete the legal agreements in line with the terms as set out in Appendix 3 of the submitted report.

(e) That the Assistant Director, Law and Governance, be authorised to complete all associated legal agreements.

REASON - (a) In the interests of ensuring the comprehensive development at Central Park.

(b) To maximise the economic growth potential of Central Park.

(c) In the interest of achieving efficient and effective use of land.

(d) To comply with the Council's obligations under the Collaboration Agreement.

C59. ECONOMIC STRATEGY REFRESH AND BREXIT - The Cabinet Member with Economy and Regeneration Portfolio introduced the report of the Director of Economic Growth (previously circulated) providing Cabinet with an update on the revised Tees Valley Strategic Plan and Brexit and requesting that consideration be given to the amended action plan (also previously circulated) that supports Darlington's Economic Strategy, in light of recent policy changes and emerging priorities for business.

In presenting the report the Cabinet Member with the Economy and Regeneration Portfolio made reference to a recent announcement by the Government in respect of the ERDF funding following the UK leaving the European Union.

RESOLVED - That the amendments to the Economic Strategy Annual Monitoring Report, as detailed in the submitted report, and the Action Plan, as appended to the submitted report, be endorsed.

REASON – The recommendation is support as the Action Plan sets out the tasks and targets for the continued delivery of the Economic Growth agenda.

C59. MEMBERSHIP CHANGES - There were no membership changes reported at the meeting.

**DECISIONS DATED –
FRIDAY 14 OCTOBER 2016**