

Decision Recording Form

**Decision determined at Cabinet meeting
on 6 July 2015**

**Decision will come into effect on 14 July 2015
(subject to any call-in referral before that date)**

- (a) **Subject:** Emergency accommodation procurement
(agenda item 5)
- (b) **Ward:** Citywide
- (c) **Decision taker:** George Ferguson, Mayor

Cabinet members present:

Clr Geoff Gollop, Deputy Mayor

Clr Simon Cook, Assistant Mayor for Place

Clr Brenda Massey, Assistant Mayor for People

Clr Daniella Radice, Assistant Mayor for Neighbourhoods

- (d) **Declarations of interest:**

None.

- (e) **Decision taken by the Mayor:**

That approval be given to the procurement of a framework contract and subsequent award of contracts to relevant providers for the provision of emergency accommodation for homeless households.

- (f) **Exempt information?**

None.

- (g) **Decision made in exempt session?**

No.

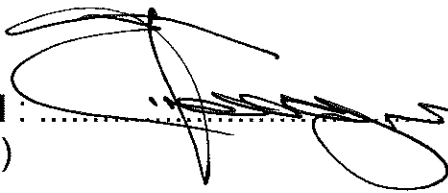
(h) Additional information at the meeting /documents taken into account:

- One councillor question.

(j) Reason for decision:

As set out in the report.

Signed :
(Mayor)



Date :

9.7.18

Decision Recording Form

**Mayor's decision determined at Cabinet meeting
on 6 July 2015**

Decision will come into immediate effect

- (a) **Subject:** Establishment and trading of an Energy and Technology company
(agenda item 6)
- (b) **Ward:** Citywide
- (c) **Decision taker:** George Ferguson, Mayor

Cabinet members present:

Cllr Geoff Gollop, Deputy Mayor

Cllr Simon Cook, Assistant Mayor for Place

Cllr Brenda Massey, Assistant Mayor for People

Cllr Daniella Radice, Assistant Mayor for Neighbourhoods

- (d) **Declarations of interest:**

None.

- (e) **Decision taken by the Mayor:**

1. That approval be given to the governance approach of Bristol Energy, the principal elements being:

- a. **The establishment of a shareholder's group consisting of the Mayor, the assistant Mayors, and two independent advisors, one specialising in ethics and the other in finance. The Chair of the Overview and Scrutiny Management committee will be an observer. The Chair of Bristol Energy will be chosen by the Shareholder.**
- b. **The shareholder's group will review the operation of Bristol Energy from a shareholder's perspective, typically at the AGM in July and the annual business plan investment meeting in December.**

- c. **Non-executive directors will be recruited and appointed to Bristol Energy.**
 - d. **Recruitment of non-executive directors for the company and the independent advisors on the shareholder's group will be conducted via an open recruitment process and appointed on merit.**
 - e. **The summary of key reserved matters and delegations as outlined in appendix 1 and their incorporation into a shareholder agreement.**
 - f. **The remuneration of non-executive directors and advisors to the shareholder group to be in line with similar remuneration levels for other similar sector bodies.**
2. **That the establishment of Bristol Energy and Technology Services Limited as a wholly Council owned private company and the appointment of interim directors be noted.**
3. **That it be agreed that the standard model Articles of Association from Companies House be utilised for Bristol Energy.**
4. **That approval be given to the business plan of Bristol Energy as per the exempt appendix (exempt under section 3 of the Local Authorities (Access to Information) (Variation) Order 2006, which amends part 1 of Schedule 12a to the Local Government Act 1972).**
5. **That approval be given to provide a range of cash, credit, collateral and guarantee support to Bristol Energy (on market terms) in accordance with the company's current and future approved business plan, and to delegate authority to the section 151 officer to negotiate, sign and enter into the necessary contracts and agreements (including appropriate loans and guarantees) with due regard to the Council's credit rating and cash position on an on-going and flexible basis.**
6. **That approval be given to the provision of up to £1,500,000 set up costs (on market terms) to be allocated to Bristol Energy for the establishment phase of the company.**
7. **That approval be given to proceed to controlled market entry (establishment phase) and full trading in accordance with the**

business plan.

- 8. That approval be given to recruit permanent staff to Bristol Energy.**
- 9. That it be agreed that all council staff time and other appropriate resource spend in establishing the company will be loaned as a debt on the company's accounts to be repaid at commercial market rates.**
- 10. That it be noted that the establishment of Bristol Energy is a principal key output of the ELENA programme.**

Note:

In taking the decision, the Mayor advised that in accordance with overview and scrutiny rule OSR17 (j) as set out in the Council's constitution, the City Director and the Council's Monitoring Officer (as the relevant statutory officers), in consultation with himself, were satisfied that any delay likely to be caused by the call-in process would seriously prejudice the Council's or the public's interest in relation to this matter. The call-in procedure would not apply to this particular decision on the basis that it needed to be implemented as a matter of urgency, the following factors being relevant:

* Any delay in implementing the decision could result in significant commercial / financial risk particularly in relation to:

- recruitment of key staff.
- additional costs which may need to be incurred.
- potential alteration of the conditions for market entry, that could affect the financial position / viability of the company.

As required under the constitution, and in recognition / mindful of the importance of scrutiny in holding the executive to account, a report would be submitted to the Full Council confirming the above.

(f) Other options considered and rejected:

As set out in the report.

(g) Exempt information?

An exempt appendix (business plan) (exempt under section 3 of the Local Authorities (Access to Information) (Variation) Order 2006, which amends part 1 of Schedule 12a to the Local Government Act 1972).

(h) Decision made in exempt session?

No.

(i) Additional information at the meeting /documents taken into account:

1. One councillor statement.
2. Two councillor questions.
3. A document setting out responses to issues raised prior to this meeting by the OSM Board and the Green group. This document was made available publicly at the meeting.
Note: having considered these comments, the Mayor advised that he had determined that, in relation to recommendation 1a of the report, the Chair of the OSM Board should be an observer, not an adviser to the Mayor.
4. A document entitled "Legal rationale for energy company governance proposal." This document was made available publicly at the meeting.
5. A document entitled "Supporting evidence and rationale for excluding call in for the "Establishment and trading of an Energy and Technology Company" Cabinet report – 6 July 2015." This was an exempt document (exempt under section 3 of the Local Authorities (Access to Information) (Variation) Order 2006, which amends part 1 of Schedule 12a to the Local Government Act 1972).
6. Further comments and questions from members of the OSM Board and the Place Scrutiny Commission (the Cabinet meeting was formally adjourned to enable these comments and questions to be put).

(j) Reason for decision:

As set out in the report.

Signed
(Mayor of Bristol)

Date : 9.7.2015 ,

Decision Recording Form

**Mayor's decision determined at Cabinet meeting
on 6 July 2015**

Decision will come into immediate effect

- (a) **Subject:** Funding for Weir House, Whitby Road, Brislington, and affordable housing in Hillfields ward (agenda item 7)
- (b) **Ward :** Brislington West, Hillfields
- (c) **Decision taker:** George Ferguson, Mayor

Cabinet members present:

Cllr Geoff Gollop, Deputy Mayor

Cllr Simon Cook, Assistant Mayor for Place

Cllr Brenda Massey, Assistant Mayor for People

Cllr Daniella Radice, Assistant Mayor for Neighbourhoods

- (d) **Declarations of interest:**

None.

- (e) **Decision taken by the Mayor:**

1. That a grant provision of up to £626,000 be made available from commuted sums or the enabling budget for affordable housing in the Hillfields ward.
2. That approval be given to provide a grant of £750,000 for 30 flats, to be made to Merlin Housing Association for a development at Weir House, Whitby Road.

Note:

In taking the decision, the Mayor advised that in accordance with overview and scrutiny rule OSR17 (j) as set out in the Council's constitution, the City Director and the Council's Monitoring Officer (as the relevant statutory officers), in consultation with himself, were satisfied that any delay likely to be caused by the call-in process would seriously prejudice the Council's or the public's interest in relation to this

matter. The call-in procedure would not apply to this particular decision on the basis that it needed to be implemented as a matter of urgency, the key factor being that Merlin Housing Association must enter into a build contract with the developer by 31 July 2015. As required under the constitution, and in recognition / mindful of the importance of scrutiny in holding the executive to account, a report would be submitted to the Full Council confirming the above.

(f) Other options considered and rejected:

As set out in the report.

(g) Exempt information?

None.

(h) Decision made in exempt session?

No.

(i) Additional information at the meeting /documents taken into account:

- In taking the decision, the Mayor noted that the report had been amended to include an additional recommendation:
"That a grant provision of up to £626,000 be made available from commuted sums or the enabling budget for affordable housing in the Hillfields ward."

(j) Reason for decision:

As set out in the report.

Signed :
(Mayor of Bristol)

Date :

9/7/2015

Decision Recording Form
Information item reported to Cabinet meeting
on 6 July 2015

(a) **Subject:** Bristol Arena – progress update
(agenda item 8)

(b) **Ward:** Citywide

(c) **Decision taker:** George Ferguson, Mayor
(note: this was an information item only)

Cabinet members present:

Cllr Geoff Gollop, Deputy Mayor

Cllr Simon Cook, Assistant Mayor for Place

Cllr Brenda Massey, Assistant Mayor for People

Cllr Daniella Radice, Assistant Mayor for Neighbourhoods

(d) **Declarations of interest:**

None.

(e) **Decision taken by the Mayor:**

N/A (item for information only)

(f) **Other options considered and rejected:**

N/A (item for information only)

(g) **Exempt information?**

N/A (item for information only)

(h) **Decision made in exempt session?**

N/A (item for information only)

(i) **Additional information at the meeting /documents taken into account:**

* One councillor question.

(j) Reason for decision:

N/A (item for information only)

Signed
(Mayor of Bristol)

Date : 9/7/2015.