

PUBLIC

MINUTES of a meeting of **CABINET** held on **1 November 2016** at County Hall, Matlock

PRESENT

Councillor P Smith (in the Chair)

Councillors D Allen, A Botham, D Collins and J A Coyle.

In attendance – Councillor B Lewis.

Apologies for absence were submitted on behalf of Councillor A Western.

326/16 MINORITY GROUP LEADERS' QUESTIONS

Councillor B Lewis asked the following question:-

Item 7g Alfreton Grange Academy Conversion - The budget was £1.35m for this furniture and equipment. Could the Cabinet Member clarify if the £350,000 under-spend will be used for another school or academy? If not, could it be explained how it will be used?

Councillor J A Coyle replied that the under-spend would be returned to the capital fund for reallocation by Cabinet.

327/16 MINUTES **RESOLVED** that the non-exempt minutes of the meeting of Cabinet held on 11 October 2016 be confirmed as a correct record and signed by the Chair.

328/16 CABINET MEMBER MEETINGS – MINUTES **RESOLVED** to receive the non-exempt minutes of Cabinet Member meetings as follows:-

- (a) Council Services – 26 September 2016
- (b) Highways, Transport and Infrastructure – 4 October 2016
- (c) Children's Services – 11 October 2016
- (d) Health and Communities – 11 October 2016
- (e) Strategic Policy, Economic Development and Budget – 11 October 2016

329/16 D2EE LOW CARBON ECONOMY – MATCH FUNDING

(Strategic Policy, Economic Development and Budget) The Council had been working with partners to develop collaborative proposals to submit to the European Regional Development Fund and, at the Cabinet Meeting on 3 November 2015, approval was given to provide £187,000 match funding over 3 years towards the delivery of the D2EE Project (Derbyshire, Derby Energy and Efficiency).

The total cost of the proposed project was confirmed at £4,671,384 and the proposed match funding contribution from Derbyshire was to support the Council's share of project management and staffing costs.

RESOLVED (1) to accept the European Regional Development Fund Grant for the proposed D2EE Project;

(2) to re-confirm the commitment to provide £187,000 match funding over 3 years from Economy and Regeneration; and

(3) to delegate to the Strategic Director – Economy, Transport and Communities the agreement and signing of the final approval of the Partnership/Collaboration Agreements for the D2EE Project in consultation with the Cabinet Member for Strategic Policy, Economic Development and Budget.

330/16 GROWING AND DEVELOPING THE VISITOR ECONOMY SECTOR WITHIN DERBYSHIRE – EUROPEAN REGIONAL DEVELOPMENT FUND PROJECT (Strategic Policy, Economic Development and Budget) At the meeting of the Cabinet Member – Strategic Policy, Economic Development and Budget on 3 November 2015, approval was given to provide £150,000 match funding over 3 years towards the delivery of the “Growing and Developing the Visitor Economy Sector within Derbyshire” project. The project had been approved by the Department for Communities and Local Government with a full project cost of £1,486,410.

RESOLVED (1) to note the approval of the “Growing and Developing the Visitor Economy Sector within Derbyshire” European Regional Development Fund project and to confirm the County Council's match funding as previously agreed;

(2) to delegate to the Strategic Director – Economy, Transport and Communities the agreement and signing of the final approval of a Partnership Agreement with East Midlands Chamber Limited on behalf of Marketing Peak District and Derbyshire, in consultation with the Cabinet Member for Strategic Policy, Economic Development and Budget ; and

(3) to approve the recruitment of a project funded Market Towns Development Co-ordinator, subject to job evaluation, to manage to delivery of the Council-led activity.

331/16 MARKHAM VALE (Strategic Policy, Economic Development and Budget) A report was presented on the continuing success and progress in developing Markham Vale, providing an overview of the pace, scale and success of economic development activity over the last few years.

Henry Boot Development Limited had been appointed in 2003 as the Council's private sector partner to develop the project and the existing

agreement with them expired in December 2018. Both partners had an option to extend by a further 4 year period if implemented before 15 December 2016. It was recommended that the Partnership Development Agreement with Henry Boot be extended by a further 4 years beyond the remaining 2 year period. Henry Boot Development Limited Directors had indicated that they were also seeking approval through their Company Board Meeting to extend the partnership.

The previously approved budget of £88.54million was agreed by Cabinet on 16 June 2015 and, since that time, the project budget had been reassessed with the result that the project costs estimate had increased to £94.15million. In addition to general construction cost inflation over the period, there were a number of significant factors that had resulted in this increase and these were reported.

RESOLVED (1) to note the success and recent progress in developing Markham Vale;

(2) to agree the 4 year extension of the existing Partnership Development Agreement between the County Council and Henry Boot Development Limited with a final decision on each of the annual renewals delegated to the Chief Executive in consultation with the Leader of the Council; and

(3) to approve the increased capital budget and to note levels of increased income.

332/16 DIRECTOR OF PUBLIC HEALTH ANNUAL REPORT 2016: DERBYSHIRE – A HEALTHY PLACE (Health and Communities) The Health and Social Care Act 2012 created a duty for the Director of Public Health to write an annual report on the health of the local population. The report for 2016 had now been produced and this considered the impact of place on the health of local communities. The theme explored key features, healthy place and allowed consideration of a wide range of issues such as how where we live impacts on our health and wellbeing through our access to housing, jobs and services, transport and green space.

RESOLVED to note the production of the Director of Public Health's Annual Report 2016 and to note the recommendations contained within it.

333/16 HATE CRIME (Health and Communities) At its meeting on 11 October 2016, Cabinet considered the report of the Improvement and Scrutiny Committee – People on Hate Crime. The Strategic Director now reported giving an overview of the action that was already being undertaken to tackle Hate Crime across Derbyshire and how this aligned with the recommendations of the Improvement and Scrutiny Committee.

Action Against Hate was the Government's plan for tackling Hate Crime and this set out the governments fresh commitments and 5 objectives over the next 4 years to ensure effective delivery against the plan. Whilst much progress had been made, there was an ongoing need to focus on monitoring and reducing the level of Hate Crime. A new Derby and Derbyshire Plan was currently in draft which reflected the key strands with the Government's plan, continued activities from the previous Hate Crime action plan and mapped across recommendations from the recent review undertaken by the Improvement and Scrutiny Committee.

RESOLVED (1) to note the activity currently being undertaken across Derbyshire to combat Hate Crime; and

(2) to note the incorporation of the recommendations of the Improvement and Scrutiny Committee into the draft Hate Crime Plan.

334/16 CHILDREN'S SERVICES CAPITAL PROGRAMME 2016/17 – FURTHER LOCATIONS (Children's Services) Approval was sought for further allocations from the Children's Services Capital Programme (School Condition Budget) to projects at Brookfield Primary School, Langwith Bassett Primary School, Ripley St. John's CE Voluntary Controlled Primary School and Pottery Primary School. The issues at each of these schools were outlined and the net effect of the allocations included in the report would be to reduce the amount of unallocated 2017/18 basic need budget to £1,476,719.

RESOLVED (1) to approve allocations of £10,500 and £20,000 respectively for projects at Brookfield Primary and Langwith Bassett Primary Schools;

(2) to approve the allocation of £186,425 Section 106 monies and £88,575 to the Single Classroom Extension project at Ripley St. John's CE Voluntary Controlled Primary School;

(3) to approve £41,077 Section 106 monies to the improvement project at Pottery Primary School with the consequential savings transferred to the 2017/18 Basic Need budget;

(4) to approve £112,823 Section 106 monies along with £37,177 Basic Need 2017/18 to improve school accommodation at St. John's CE Voluntary Controlled Primary School; and

(5) to approve the savings of £14,926 and £42,825 which would be returned to the Capital Programme within the 2017/18 Basic Need budget for future allocation.

335/16 ALFRETON GRANGE ACADEMY CONVERSION (Children's Services) A report was presented on the final position regarding allocations

for furniture, equipment and ICT for the rebuilding project at Alfreton Grange (now known as the David Neiper Academy).

In October 2013, Cabinet agreed that £1.35m of funds that had been allocated to various improvement projects at Alfreton Grange would be reallocated to cover items of provision that were not included within the Priority School Building Programme project to rebuild the school. The principal items were furniture, equipment and ICT. In August 2016, the amount of funding required to provide the necessary furniture, equipment and ICT was agreed with the school and this totalled £993,544 and this figure was authorised by the Chief Executive.

RESOLVED to note the final allocation of £993,544 for furniture, equipment and ICT, subject to adjustment to reflect any deficit at the school.

336/16 PROVISION OF CONTRACTS TO SUPPORT THE DELIVERY OF PROPERTY-RELATED WORKS (Council Services) Approval was sought to undertake a number of procurement exercises to establish contracts to support the Corporate Property Division in their delivery of the Capital Building Programme which related to both new build and maintenance projects. Each would be for a period of 2 years with an option to extend for 2 further periods of 12 months.

The successful suppliers would be the tenderers who best met the Council's requirements in regard to price, technical ability and experience of undertaking the services. The contracts would be procured on behalf of the Council, Staffordshire Moorlands District Council and High Peak Borough Council and the Police and Crime Commissioner.

RESOLVED to approve the commencement of a number of procurement exercises to establish contracts as set out in the report to support the Corporate Property Division in their delivery of the building programme relating to both new build and maintenance projects with each contract being for a period of 2 years with an option to extend for 2 further periods of 12 months.

337/17 EXCLUSION OF THE PUBLIC FROM THE MEETING

RESOLVED that the public be excluded from the meeting during the consideration of the remaining items on the agenda to avoid the disclosure of the kind of Exempt information detailed in the following summary of proceedings.

SUMMARY OF PROCEEDINGS CONDUCTED AFTER THE PUBLIC HAD BEEN EXCLUDED FROM THE MEETING

1. To consider Minority Group Leader questions.

2. To confirm the exempt minutes of the meeting of Cabinet held on 11 October 2016.
3. To receive the exempt minutes of Cabinet Member meetings.
4. To consider exempt reports as follows:-
 - (a) Markham Vale – Chief Executive, Strategic Director Economy, Transport and Communities and Director of Finance (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))
 - (b) The relocation of the administrative and supervisory staff from Albert Street Business Unit, Albert Street North, Chesterfield to Sheffield Road, Chesterfield – Strategic Director Corporate Resources (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))
 - (c) Provision of First Aid Training – Strategic Director Corporate Resources (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))
 - (d) Award of Contract to Microsoft for Premier Support Agreement – Strategic Director Corporate Resources (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))
 - (e) Use of a Non-DCC Framework for Low Value Ad Hoc ICT Requirements – Strategic Director Corporate Resources (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))
 - (f) Use of a Non-DCC Framework for an Internet Connection and Associated Services – Strategic Director Corporate Resources (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))
 - (g) Use of a Non-DCC Framework for the Appointment of a Licence Solutions Provider – Strategic Director Corporate Resources (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))
 - (h) Award of Contract for the Supply of Power Tools and Repairs – Strategic Director Corporate Resources (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))

- (i) Request to directly award Sole Supplier Contracts in accordance with Protocol 8 of the Financial Regulations, for Extra Care Wellbeing Advice and Support (Housing Related Support) Services – Strategic Director Adult Care (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))
- (j) To extend the Housing Related Support Contracts for Accommodation Based and Floating Support Services for People with Mental Health Problems – Strategic Director Adult Care (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))
- (k) Award of a Framework Contract for Adult Care and Children's Services Joint Case Management System – Strategic Director Adult Care and Strategic Director Children's Services (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))
- (l) Procurement of an Integrated Activity Recording and Scheduling Solution – Strategic Director Adult Care (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))
- (m) Supply of Employer Operated Plant, Owner Operated Plant and Front End Shovel Loaders with Operators – Strategic Director Economy, Transport and Communities (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))
- (n) Award of Wedding Provision and Outdoor Receptions Contract for Elvaston Castle Country Park (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))