

MINUTES of a meeting of **CABINET** held on **11 February 2014** at County Hall Matlock.

PRESENT

Councillor A Western (in the Chair)

Councillors D Allen, J Dixon, K Gillott, C Neill and B Ridgway.

Apologies for absence were submitted on behalf of Councillors A I Lewer and K P Morgan.

Declarations of Interest

Councillors A Western (Unite), D Allen (Unison), J Dixon (Unison), K Gillott (Unison), C Neill (Unison) and B Ridgway (GMB) declared personal interests as members of trade unions as detailed.

(The Director of Legal Services would provide a clarification note on when such declarations were required.)

50/14 QUESTIONS SUBMITTED BY MEMBERS OF THE PUBLIC

No questions had been submitted.

51/14 QUESTIONS SUBMITTED BY MINORITY GROUP LEADERS

No questions had been submitted.

52/14 MINUTES **RESOLVED** that the non-exempt minutes of the meetings of Cabinet held on 21 and 28 January 2014 be confirmed as correct records and signed by the Chair.

53/14 CABINET MEMBER MEETINGS - MINUTES **RESOLVED** to receive the non-exempt minutes of Cabinet Member meetings as follows:-

- (a) Adult Social Care – 7 January 2014
- (b) Children and Young People – 7 January 2014
- (c) Health and Communities – 21 January 2014
- (d) Jobs, Economy and Transport – 21 January 2014
- (e) Council Services – 23 and 30 January 2014

54/14 CARE LEAVERS EMPLOYMENT TEAM – APPRENTICESHIP PROGRAMME (Children and Young People) The Strategic Director - Children and Younger Adults sought agreement regarding the national minimum wage payments to all young people placed on the Care Leavers

Apprenticeship Programme. The Care Leavers Employment Team was established in 2010 to give care leavers the opportunity to undertake an apprenticeship with continuing support, encouragement and motivation from the Team throughout their apprenticeship. The Apprenticeship Programme was established to help care leavers gain an apprenticeship where, due to their circumstances, many young people would be unable to and might have struggled to compete within a very competitive market with a high level of youth unemployment.

There was currently a two-tier pay rate with those young people on internal apprenticeships via the Council scheme receiving the national minimum wage rate for their age, whilst those care leavers on apprenticeships facilitated and supported by the Council Care Leaver Employment Team, remained on the apprenticeship rate for their first year. The proposal was to tackle this inequity and pay those care leavers on apprenticeships facilitated and supported by the Council the national minimum wage rate for their age from 1 October 2013. The increase in the national minimum wage could not be met from within the existing budget and it was anticipated that there would be a £8,600 overspend at the year end. The cost of eleven apprentices for a full financial year 2013/14, based on the old hourly rate, was approximately £63,000 and the cost at the new increased rate for a full financial year was approximately £107,000, an increase in spend over a full financial year of approximately £44,000. There were currently no funding streams available to meet this cost. Savings of £62,000 per annum were planned however, within the broader Children in Care provision service related to ICT equipment for foster carers from 2014/15, which this additional budget cost could be set against.

RESOLVED that all young people placed on the Care Leavers Apprenticeship Programme receive the national minimum wage appropriate to their age with effect from 1 October 2013.

55/14 PROPOSED CHANGES TO THE ALLOWANCES PAYABLE TO RESIDENCE AND SPECIAL GUARDIANSHIP ORDERS HOLDERS

(Children and Young People) Cabinet considered a report of the Strategic Director – Children and Younger Adults on the outcome of the consultation and sought agreement to implement the proposed new policy and procedures in relation to the payment of allowances for Residence and Special Guardianship Order Holders.

It was felt that the existing policy and procedures did not provide sufficiently clear information and current guidance could be improved. It was also considered that the existing policy did not adequately reflect the task, training, duties and responsibility of different carers and thus did not promote the targeting of resources. Consultation had been undertaken regarding the new draft procedures for both Residence Orders and Special Guardianship

Orders which provided more detailed guidance to employees and the general public. The new procedures would also make amendments to the allowance schemes attached to those orders and involved clearer criteria for eligibility for an assessment for an allowance and, additionally, an explanation as to why there was a differential in the calculation of allowance for those with Residence Orders, those with Special Guardianship Orders and those who were foster carers.

Details of the consultation were attached at Appendices 1 and 2 to the report along with copies of the draft Residence Order Procedures and the draft Special Guardianship Procedures attached at Appendices 4 and 5 respectively.

RESOLVED to approve the proposed procedures for planned implementation in April 2014.

56/14 MARKHAM VALE NORTH - SEYMOUR (Jobs, Economy and Transport) The Strategic Director – Economy, Transport and Environment sought approval to a number of specific proposals to enhance the development of Markham Vale North (Seymour) which was part of the Markham Vale Business Park, which specifically related to the Economic Impact Assessment extension of contract, the Markham Vale North master planning and branding and Enterprise Zone Capital Grant Fund business case development.

In March 2013, Cabinet approved a report on undertaking the Markham Vale Economic Impact Assessment which described the purpose and reasoning for undertaking this assessment and which reviewed and updated the original Markham Employment Growth Zone Master Plan and Economic Impact Study originally prepared in 2001. Following a procurement process, the County Council appointed DTZ Limited on 3 May 2013 to undertake the assessment which provided an evidence base to enable a better understanding of the true extent of the impact of activity to date.

As a result of the announcement of the bidding process for Enterprise Zone Grant in June 2013 and the short timescale to prepare and submit bids, the County Council extended the scope of work undertaken by DTZ, details of which were presented, using the rates and terms of the contract within the existing consultancy agreement. Cabinet was requested to approve the actions taken to meet the deadlines of the bidding round.

Markham Vale North offered the potential for development of 33 hectares of employment land which comprised up to 1.5 million square feet of new commercial floor space. Unlike Markham Vale East and West, the site had flexibility for accommodating large scale plots and provided the biggest economic development opportunity within the Markham Vale Business Park

site. Surveys and site investigations had been completed. The Enterprise Zone Grant Fund bid comprised major works to remediate the site and construct new and improved highways and utilities infrastructure to create serviced development platforms. In view of the time that had elapsed since the original master plan and design framework were developed in 2001, approval was sought to commission consultants to revise the original master plan for Markham Vale North (Seymour) and to provide an updated delivery framework (including branding, commercial advice and urban design) for bringing forward the development sites which could be presented to prospective investors. This would also assist with the delivery of the Enterprise Zone Capital Grant Fund.

In order to prepare the full business case and option appraisal to support the County Council's Enterprise Zone Capital Grant Fund submission, it was necessary to procure external assistance which would support the Department for Communities and Local Government's "due diligence" process including HM Treasury Green Book appraisal and full application for grant funding. Approval was therefore sought to seek tenders from suitably qualified consultants to undertake this work. The costs of this process were expected to be between £10-15,000.

RESOLVED to (1) give retrospective approval to waive Standing Orders in Relation to Contracts to extend the scope of works undertaken by DTZ up to a maximum of £10,000 due to the urgent need to assist with preparing the Enterprise Zone Capital Grant Fund bid;

(2) approve the allocation of up to £85,000 from the 2013/14 Economic Regeneration budget;

(3) approve the commissioning of the master plan and branding exercise for Markham Vale North (Seymour); and

(4) note that the procurement of external expertise to develop the full business case for the Enterprise Zone Capital Grant Fund for submission to the Department for Communities and Local Government had been completed and that the award of the contract would be prepared by the Strategic Director – Economy, Transport and Environment in accordance with delegate powers.

57/14 MARKHAM VALE ENVIRONMENT CENTRE EXTENSION

(Jobs, Economy and Transport) The Strategic Director – Economy, Transport and Environment reported that all current and planned premises available on the wider Markham Vale Business Park were single occupancy buildings which made the convenient and central location of the Markham Vale Environment Centre a critical focal point for new businesses planning to relocate on to Markham Vale Business Park. It was also a vital component in attracting investment and creating local employment.

The Centre currently offered workshops, hot-desk facilities, business advice and administrative support to meet the specific needs of companies in the environmental technology sector. Amenities included exhibition space, conference and training facilities and full broadband connections. It had been fully operational for six years and was well established and high occupancy rates had consistently proven the demand for more space.

The proposal for extending the Centre was to complete the vision of the original business plan, expanding the site through much needed grow-on industrial and office space and the extended facility would also allow for additional businesses to locate on to the site and improve the Centre's ability to operate as a hub for the wider Markham Vale Business Park. The new centre would be fully operational by March 2015.

It was planned to construct a new building of 8,800 square feet to extend the existing Centre which would support its tenanted businesses to grow and populate some of the larger units above 5,000 square feet to be delivered as part of the wider developments taking place across the Business Park. The Chief Executive had provisionally accepted the Department for Communities and Local Government offer of a European Regional Development Fund grant under delegated powers, due to the arrival of the contract documents.

Alongside the capital investment, the County Council would run a revenue project to support the business in the Centre to prepare for expansion and support new businesses within the environmental goods and services sectors. This would be delivered through a range of business support workshops on the site, providing advice on environmental efficiency and supporting new businesses to locate or start up in Derbyshire.

The Department for Communities and Local Government had made an EDRF grant offer of £611,520 (£533,120 capital and £78,400 revenue) with match funding of £363,480 from the County Council towards project costs of £975,000 (£850,000 Capital and £125,000 Revenue). The County Council's contribution would be allocated from the 2013/14 Regeneration Budget and any balance from the departmental general reserve.

RESOLVED to (1) note the formal acceptance of the Department for Communities and Local Government offer of a European Regional Development Fund grant of £611,520 by the Chief Executive under delegated powers;

(2) approve the allocation of match funding of £316,880 capital and £46,600 revenue budget from the 2013/14 Regeneration Budget and any balance from departmental general reserves;

(3) approve the appointment of a Design and Build Contractor using the existing Framework Contract operated for the Markham Vale project;

(4) approve the delivery of the business support element of the project through the procurement of a private sector delivery partner through Source Derbyshire; and

(5) add the scheme to the 2013/14 Capital Programme.

58/14 CHESTERFIELD CANAL - RENISHAW (Jobs, Economy and Transport) The Strategic Director – Economy, Transport and Environment sought approval for the recovery of monies paid to Yorkshire Water Services for the diversion of a public sewer from funding originally secured through the former Derelict Land Reclamation Programme for the restoration of Chesterfield Canal at Renishaw and to the allocation of all recovered monies toward capital costs for design, procurement of the further part of the canal and towpath corridor and the undertaking of further restoration works specifically at the Chesterfield Canal Renishaw Length, where work fell within the previously defined project boundary.

RESOLVED to (1) approve the recovery of monies originally paid to Yorkshire Water Services for the diversion of a public sewer adjacent to Bridge Cottage, Spinkhill Lane, Renishaw;

(2) approve the allocation of all grant monies so recovered towards further design and physical restoration of Chesterfield Canal at Renishaw within the scope of the previously approved scheme as set out in the report; and

(3) note that responsibility for on-going maintenance would rest with the Derbyshire Countryside Service.

59/14 DIGITAL DERBYSHIRE (Jobs, Economy and Transport) The Strategic Director – Economy, Transport and Environment updated Cabinet on the Digital Derbyshire programme and the changes required for the Digital Derbyshire Strategic Management Board to ensure successful and timely delivery of the project, details of which were presented in the report.

Membership of the original and current Digital Derbyshire Strategy Management Board was established to ensure funding resources were secured to deliver the BDUK infrastructure project; to deliver a legal and robust procurement process and secure the best value for money for Derbyshire. This objective had now been successfully concluded and new management arrangements were required to ensure delivery within the project methodology. It was crucial that the Board continued to provide the strategic

direction required to ensure the timely delivery of agreed objectives and it was therefore proposed that the membership of the Board be amended to reflect the new demands of the next phase of the programme. Over the next phase, the Board would be responsible for reviewing the overall performance of the contract and the Local Broadband Plan which would include overall financial management, overall performance against the Plan, ensuring strategic objectives were being delivered, reviewing any major implementation issues and their resolution and the overall achievement of value for money.

The membership of the Board over the next phase was proposed as follows:

Councillor J Dixon – Chair, Cabinet Member for Jobs, Economy and Transport
M Ashworth – Strategic Director – Economy, Transport and Environment
P Handford – Director of Finance
S Hobbs – Assistant Director of Legal Services
Other members (contractually obliged)
BT representative – Project Lead
BT representative – NGA Project Sponsor
BDUK

RESOLVED to (1) note the good progress and achievements to date of Digital Derbyshire; and

(2) approve the membership of the Digital Derbyshire Strategic Management Board as detailed in the report.

60/14 ADDITION TO THE CAPITAL PROGRAMME 2013/14 – MOIRA ROAD, WOODVILLE – TRAFFIC CALMING (Jobs, Economy and Transport)

The Strategic Director – Economy, Transport and Environment sought approval for the inclusion of a scheme to provide traffic calming on Moira Road, Woodville within the 2013/14 Capital Programme. Funding for the scheme in the sum of £40,000 had been provided under a Town and County Planning Act Section 106 Agreement in order to mitigate any increase in traffic impact arising from a local development.

RESOLVED to approve the inclusion of a scheme to provide traffic calming on Moira Road, Woodville within the 2013/14 Capital Programme.

61/14 MAKING UP AND ADOPTION OF AVONSIDE CLOSE, BARROW HILL (Jobs, Economy and Transport)

The Strategic Director – Economy, Transport and Environment sought approval to expend Section 38 bond monies, up to the sum of £38,212.64, to carry out works to bring the cul-

de-sac known as Avonside Close, Barrow Hill to adoption standard and adopt it as publicly maintainable highway.

RESOLVED to (1) approve the expenditure of bond monies in relation to Avonside Close, Barrow Hill to bring the road up to an adoptable standard and to adopt the road which would then be maintained as publically maintainable highway; and

(2) include the scheme in the 2014/15 Capital Programme for the outstanding street works to be completed.

62/14 UPDATE ON PREPARATIONS AND PROPOSALS FOR THE TOUR DE FRANCE AND SUMMER OF CYCLING (Jobs, Economy and Transport) The Strategic Director – Economy, Transport and Environment updated Cabinet on progress and proposals for delivering the Tour de France International Cycle Race in Derbyshire on 6 July 2014 and to detail the substantial work which remained to be undertaken. Approval was also sought for appropriate resources to ensure the effective delivery of the Tour de France and a related legacy programme and to sign legal agreements with Leeds City Council and the Amaury Sport Organisation who were responsible for organising the Grand Depart in conjunction with Welcome to Yorkshire, to ensure clarity on the Council's roles, responsibilities and requirements in delivering the Tour de France.

The report provided details in respect of the potential economic impact the network management and spectator management. All costs remained to be finalised and verified and, on that basis, it was proposed to include contingency costs within the overall total to ensure effective delivery and avoid reputational damage of non-delivery. A total approximate cost was likely to be in the region of between £200 - 400,000 dependent to a large extent on whether finance discussions with the Tour de France hub were successful.

The report also provided an overview of the proposed Summer of Cycling programme, including the Tour and L'Eroica, which would form the basis of the Council's sporting, cultural and wellbeing legacy work.

RESOLVED to (1) allocate a budget of £400,000 to be taken from departmental reserves;

(2) enter into contracts with TDF2014 Limited and Welcome to Yorkshire that would commit the County Council to delivering the Tour de France 2014 within Derbyshire; and

(3) delegate authority to the Strategic Director – Economy, Transport and Environment, in consultation with the Cabinet Member - Jobs, Economy

and Transport, to finalise the necessary contractual agreements and the detail of expenditure against the agreed budget.

63/14 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. Confirmation of the exempt minutes of the meeting of Cabinet held on 21 January 2014.
2. Receipt of the exempt minutes of Cabinet Member meetings as follows:
 - (a) Children and Young People – 7 January 2014
 - (b) Council Services – 23 and 30 January 2014
3. Consideration of the joint report of the Strategic Director – Economy, Transport and the Environment and the Director of Finance on Waste Management Future Contract Proposals – Achievement of Financial Close on the Council's Long-Term Waste Management Contract (Jobs, Economy and Transport) (contains information relating to the financial or business affairs of any particular person, including the Authority holding that information).
4. Consideration of the joint report of the Chief Executive, Strategic Director – Children and Younger Adults, the Director of Human Resources and the Director of Finance on the Implementation of the National Single Status Agreement – Schools (Children and Young People) (contains information relating to labour relations matters).
5. Consideration of the report of the Chief Executive on the Smarter Travel Programme – Proposal to Purchase Video Conferencing Equipment to Reduce Expenditure on Travel (Strategic Policy and Budget) (contains information relating to the financial or business affairs of any particular person, including the Authority holding that information).
6. Consideration of the report of the Director of Transformation on Data Centre – Converged Infrastructure (Council Services) (contains information relating to the financial or business affairs of any particular person, including the Authority holding that information).
7. Consideration of the report of the Strategic Director – Health and Communities on the Provision of Family Carer Support Services for Substance Misuse – Proposed Contract Extension (Health and

Communities) (contains information relating to the financial or business affairs of any particular person, including the Authority holding that information).

8. Consideration of the joint report of the Strategic Director – Economy, Transport and Environment and the Director of Transformation on the Replacement of Software Used by Economy Transport and Environment Department (Jobs, Economy and Transport/Strategic Policy and Budget) (contains information relating to the financial or business affairs of any particular person, including the Authority holding that information).
9. Consideration of the report of the Strategic Director – Adult Care on Extra Care Project Contractual Arrangement Sites with Specialist Care Facilities (Adult Social Care) (contains information relating to the financial or business affairs of any particular person, including the Authority holding that information).
10. Consideration of the report of the Strategic Director – Adult Care on the Provision of Day Opportunities for Older Adults in Chesterfield (Adult Social Care) (contains information relating to the financial or business affairs of any particular person, including the Authority holding that information).
11. Consideration of the report of the Director of Public Health on the Contract for a Diabetes Education Service (Health and Communities) (contains information relating to the financial or business affairs of any particular person, including the Authority holding that information).
12. Consideration of the report of the Director of Public Health on the Contract for an Advisory Service in Children's Centres (Health and Communities) (contains information relating to the financial or business affairs of any particular person, including the Authority holding that information).
13. Consideration of the report of the Strategic Director – Adult Care on the Restructure of the Adult Care Learning and Development Function (Adult Social Care) (contains information relating to labour relations matters).