

PUBLIC

MINUTES of a meeting of **CABINET** held on **21 October 2014** at County Hall Matlock.

PRESENT

Councillor A Western (in the Chair)

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

Councillors B Lewis and K P Morgan also attended the meeting.

355/14 PUBLIC QUESTIONS

There were no public questions.

356/14 MINORITY GROUP LEADERS' QUESTIONS

Councillor K P Morgan had submitted the following questions:-

Agenda Item 6 - Cabinet Member Meeting for Health and Communities Minutes – 30 September 2014 (Minute 87/14)

Can the Cabinet Member confirm that the “Extreme Far Right” referred to in this minute, does include members of the EDL in the light of recent events in Rotherham. Further, can we confirm in this meeting which other organised groups are operating? BNP etc?

Councillor D Allen, Cabinet Member for Health and Communities, responded that the training events referred to in the minutes had been very good and it was hoped to run further training sessions. The training covered all extreme right wing groups operating in Derbyshire. Councillor Allen provided Councillor Morgan with a copy of the original report to his Cabinet Member meeting.

Agenda Item 6 - Cabinet Member Meeting for Health and Communities – 30 September 2014 (Minute 91/14)

This is welcome news. Can the Cabinet member explain how far these discussions have progressed as mentioned in the penultimate paragraph?

Councillor Allen, Cabinet Member for Health and Communities responded that the report sets out in detail the problems caused by scam mail and nuisance calls, often to those who are most vulnerable, and the action proposed to tackle them. Councillor Morgan would be supplied with a copy of the original report and Councillor Allen would follow up with Adult Care as to

what current action was being taken and ensure that Councillor Morgan was provided with the information.

Councillor B Lewis had submitted the following questions:-

Agenda Item 7(g) – Derbyshire Economic Review – September 2014

There seems to be a subtle emphasis on turning good news, i.e. two quarters of growth, couched by careful use of language, to suggesting that all this is actually bad news for some. One such section describes people migrating over County borders into other cities or counties as a “loss.” How is this actually a loss? Work that is in train such as Digital Derbyshire, which was a visionary scheme instigated under our administration, will ensure that more people are employed or self-employed within the county. Would the Leader then describe this as a loss to other counties or cities?

Councillor A Western, Leader of the Council and Cabinet Member for Strategic Policy and Budget responded that the report had been written in the same style as it always had been by officers. It was a question of fact that there had been a net loss of employment in the County. The report had been written by an officer and Councillor Lewis was wrong to imply that there had been no political interference in the writing of the report. The Review was very helpful in providing information to support work with the Council’s partners including the Local Enterprise Partnership. The Review gave a clear indication about how the economic recovery was progressing. The Council was working to increase the number and level of jobs in order to help stem the outflow of jobs from Derbyshire.

Agenda Item 7(i) – Street Lighting Service Invest To Save Proposal

We’ve heard before about Labour’s unmanaged programme of street lighting maintenance that will see areas of Derbyshire plunged into darkness for an unspecified amount of time; and now we have this scheme, which we agree with in principle but given my previous point, this report does not explain properly how this will be implemented to ensure defective lights will be changed in a timely and cost effective way?

Councillor Dixon, Cabinet Member for Jobs, Economy and Transport responded that the Council could make sufficient savings to halt the roll out of further part night lighting in urban areas, having already covered all rural areas. The money saved by doing this could be targeted at continuing reactive repairs to street lights this financial year, while some of the invest to save funds would be used for repairs during the three years of the contract from 2015-16 to 2017-18. In both cases the replacement lamp would be a new LED which should prove far more reliable than existing lamps, reducing the

demands on maintenance teams in the future. A similar level of repair performance was expected as at present, rather than plunging areas into darkness for unspecified periods of time.

357/14 MINUTES RESOLVED that the non-exempt minutes of the meeting of Cabinet held on 30 September 2014 be confirmed as a correct record and signed by the Chair.

358/14 CABINET MEMBER MEETINGS - MINUTES RESOLVED
To receive the non-exempt minutes of Cabinet Member meetings as follows;

- (a) Council Services – 29 September 2014
- (b) Strategic Policy and Budget – 29 September 2014
- (c) Health and Communities – 30 September 2014

359/14 IMPROVEMENT AND SCRUTINY REVIEW OF EQUALITY, DIVERSITY AND INCLUSION IN THE DECISION-MAKING PROCESS The Chair of the Improvement and Scrutiny Committee – People, Councillor D Charles presented the final report of the Improvement and Scrutiny Review of Equality, Diversity and Inclusion in the Decision-making Process of the County Council.

RESOLVED to (1) receive the report and recommendations of the Improvement and Scrutiny Review on Equality, Diversity and Inclusion in the Decision-making Process of Derbyshire County Council and;

(2) note that, as recommendations were implemented, reports would be submitted to the Improvement and Scrutiny Committee at strategic intervals to enable monitoring of progress.

360/14 IMPROVEMENT AND SCRUTINY REVIEW OF EQUALITY, DIVERSITY AND INCLUSION IN THE RECRUITMENT AND SELECTION PROCESS The Chair of the Improvement and Scrutiny Committee – People, Councillor D Charles, presented to Cabinet the final report of the Improvement and Scrutiny Review of Equality, Diversity and Inclusion in the Recruitment and Selection Process of the County Council.

RESOLVED to (1) receive the report and recommendations of the Improvement and Scrutiny Review of Equality, Diversity and Inclusion in the recruitment and selection process for Derbyshire County Council; and

(2) note that, as recommendations were implemented, reports would be submitted to the Improvement and Scrutiny Committee at strategic intervals to enable monitoring of progress.

361/14 BUDGET MONITORING 2014-15 (Strategic Policy and Budget)

The Director of Finance updated Cabinet on the latest budget monitoring position and provided an update of achieved savings during the year against target savings of £29.885m set out in the revenue budget report in January 2014.

The Council's three largest service areas, Adult Care, Children and Younger Adults and Economy, Transport and Environment all showed base budget overspends. However, both Children and Younger Adults and Economy, Transport and Environment would be able to balance their budgets in year by using earmarked reserves.

The report summarised the controllable budget position by department and reports would also be considered by the Audit Committee and full Council. Monitoring reflected the position as at 30 June 2014 however, officers had provided additional updates to the Director of Finance to take the position to 31 July 2014. The total departmental position showed an overall base budget overspend of £11.745m.

The "Report to Those Charged With Governance 2013-14" presented to Audit Committee on 2 September 2014, recommended that budget monitoring reports should include details of performance against budget reduction targets. Future budget monitoring reports therefore, would include the summary report to Cabinet and those reported to Cabinet Members would include details together with the information in respect of outstanding balances on all of the Council's earmarked reserves. A template report format was attached at Appendix 1 to the report.

RESOLVED to note (1) the 2014-15 budget monitoring position as at 30 June 2014 and;

(2) the format of future budget monitoring reports as detailed at Appendix 1 to the report.

362/14 CAPITAL BUDGET MONITORING TO MONTH 3 2014-15

(Strategic Policy and Budget) The Director of Finance informed Cabinet of the latest budget monitoring position for open capital schemes reflecting those schemes that were currently underway and which had previous Cabinet approval. The report also included any new schemes which were considered additions to the approved Capital Programme and for which separate Cabinet approval had been sought.

The current budget was approximately £544m, with the latest monitoring showing a forecast underspend over the life of the projects of £0.4m. The position statement was attached at Appendix A and the report detailed the position by department.

RESOLVED to note the current position on the monitoring of capital schemes.

363/14 BUSINESS RATES POOLING (Strategic Policy and Budget) The Chief Executive and the Director of Finance informed Cabinet of the contents and requirements of the Business Rates Retention, Pooling Prospectus 2015-16. Under the Business Rates Retention Scheme, local authorities were able to come together, on a voluntary basis, to pool their business rates, giving them scope to generate additional growth through collaborative effort and to smooth the impact of volatility in rates income across a wider economic area.

In April 2014, the Council, the Derbyshire Fire and Rescue Service, and the eight district and borough councils in the County, subscribed to Pixel Consultancy Services to assist in identifying the possible impact of joining a pool. The work had identified an initial estimate, based on currently known factors, that a pool arrangement in Derbyshire would generate a maximum potential gain of £2.9m across the whole County, depending upon which authorities agreed to take part. It was noted that the scale of the benefit changed materially depending on which authorities were involved, the one constant was that the County Council needed to be involved in every case. Any proposals for a new pool must be made to the Government by Friday 31 October 2014, and be signed by the Section 151 Officer for each authority that wished to take part. The Secretary of State for Communities and Local Government would make a pool in designation before the publication of the draft Local Government Finance Report for that year which was expected in December 2014.

RESOLVED to note (1) the contents and requirements of the Business Rates Retention, Pooling Prospectus 2015-16 and;

(2) that, if the negotiations currently underway indicated a benefit from entering pooling arrangements, then approval be given for the Chief Executive and the Director of Finance, acting as the Section 151 Officer (in consultation with the Leader of the Council) to submit an expression of interest to commence with a Business Rates Pool from 2015-16.

364/14 TREASURY MANAGEMENT (Council Services) The Director of Finance reported on Treasury Management activities during the last financial year 2013-14 and to indicate the Council's compliance with the potential indicators set by the Council at its meeting of 6 February 2013, in accordance with the terms of the Prudential Code for Capital Finance in Local Authorities.

RESOLVED to note the annual report on Treasury Management for 2013-14.

365/14 DERBYSHIRE ECONOMIC REVIEW – SEPTEMBER 2014

(Strategic Policy and Budget) The Chief Executive presented the latest quarterly economic review to September 2014 which provided an overview of the current economic conditions within Derbyshire.

RESOLVED to note the information presented within the Derbyshire Economic Review (September 2014) with the findings being used to support future service planning and policy development.

366/14 DIGITAL DERBYSHIRE (Jobs, Economy and Transport) The Strategic Director – Economy, Transport and Environment updated Cabinet on the progress of the Superfast Extension Programme (SEP) and to specifically seek approval to progress the invitation to tender under the Council's Financial Regulations (Protocol 2) for the delivery of the SEP.

On 9 August 2013, the Council signed a contract with British Telecom worth £27.68m, to extend fibre broadband to an additional 88,000 premises taking the overall fibre coverage to just over 95% of Derbyshire. The contract aimed to provide speed uplifts of greater than two mega bits per second to the remaining premises.

As part of the match funding requirement, the Council secured £2.5m European Regional Development Fund (ERDF) capital funding to support roll-out. However, there had been an issue delivering the regional ERDF programme 2007-13 and pressure now existed to draw down the allocation against eligible defrayed expenditure by the end of December in line with the N+2. Negotiations were continuing with BT, BDUK and the Department for Communities and Local Government to identify a mechanism for full draw down to be achieved. Further guidance would be issued shortly which would hopefully resolve the issues. If there continued to be a risk that the Council could no longer meet ERDF requirements for the use of the allocated grant, there would be a shortfall that would fall on the Council's own resources, probably the General Reserve, likely to be a maximum of £2m.

In March 2014, Cabinet agreed to submit an expression of interest to the SEP on behalf of Derby and Derbyshire and this was subsequently approved by BDUK in April 2014. Cabinet agreed in July 2014, to submit a formal funding request application to BDUK, which was approved successfully securing the allocated grant of £2.19m. Confirmation had also been received that £2.19m match funding had been secured from the D2N2 Local Economic Partnership to support Digital Derbyshire's SEP from the 2015-16 Local Growth Fund.

Following the Open Market Review, the Council, using the market responses to the Review, had established a baseline intervention area in line with State Aid Regulations for SEP. This would ensure that premises

currently or planned (by commercial operators) to receive speeds of less than 15MBPS were eligible for support from the Council's Programme.

To further consult and meet State Aid Regulations, the Digital Derbyshire public consultations was launched on 5 September 2014 and closed on 5 October 2014. Any responses would be fed into the intervention area and provide the legal baseline for the Phase 2 programme.

On 22 August 2014, the Digital Derbyshire Programme Board considered a detailed report by the Programme Manager, regarding procurement options and timescales for Phase 2 procurements. The Board agreed that the most effective option which carried the lowest risk to the Council was to undertake a mini competition using the existing National Framework set up by BDUK.

The delivery of the SEP was a Government priority and Ministers were keen for all BDUK projects to progress and contract the delivery of the Programme by the end of the financial year. It was therefore imperative that the Digital Derbyshire progressed within this timescale in order to meet specific checkpoint targets identified by BDUK. To ensure the Council progressed in line with the BDUK timescales, the Council prepared for the next assurance checkpoint B2 on 13 November 2014 and this included finalising the invitation to tender, refining the intervention area and submitting the State Aid application. A key issue would be de-scoping Derby City Council to ensure the intervention was acceptable for State Aid purposes and after initial difficulties and this had now been confirmed. The Council would be progressing the invitation to tender under Financial Regulations; Protocol 2 regarding the use of a non-Derbyshire County Council framework.

Once the Council had received approval via the BDUK checkpoint process, Cabinet agreement was sought to approve the launch of the invitation to tender. As the Council was procuring from the National BDUK Framework, the invitation to tender was a standard template document which had been populated with Derbyshire specific information from the Local Broadband Plan and with information following the outcome of the Open Market Review and supplier engagement.

RESOLVED to (1) note the strong progress already made on delivering Digital Derbyshire and the increasing pressure from Government and other funding streams such as ERDF to ensure timely delivery;

(2) note the potential call on the General Reserves should ERDF timescales prove unachievable;

(3) note specifically, the continuing development of the SEP Broadband Programme and the urgent timescales for delivery;

(4) agree the delivery timescales for progressing and completing the invitation to tender for Digital Derbyshire SEP through the BDUK procurement framework;

(5) receive further reports on progress of the SEP application and any subsequent implementation; and

(6) note the next stage in the process for Cabinet approval would be upon the completion of procurement to seek approval to award the contract.

367/14 STREET LIGHTING SERVICE INVEST TO SAVE PROPOSAL

(Jobs, Economy and Transport) The Strategic Director – Economy, Transport and Environment informed Cabinet on the outcome of the public consultation on proposed changes to Street Lighting Maintenance Policy and the proposed introduction of LED lights with dimming and sought approval for the invest to save proposal and appropriate funding.

In May 2014, Cabinet approved a public consultation on proposed changes to the Street Lighting Maintenance Policy. The proposal was to replace the current planned maintenance with a Reactive Maintenance Policy whereby lamps would not be replaced routinely, and failed lamps, which were not in defined priority areas, would only be repaired if resources were available. The consultation also asked whether there would be support for investment in LED street lights and to consider the possibility of dimming certain locations at night. LED and dimming would not require lamps to be routinely replaced and would result in fewer failed lamps, which could be contained within budget after a £775,000 reduction. There would also be additional savings to the future energy budgets of around £1.2m per year based on current energy prices and 6,000 tons of carbon. Cabinet also considered a report in July 2014 identifying the potential benefits and affordability of an invest to save LED dimming proposal for street lights in the five to six metre height range, typically those in residential areas. Subsequently further detailed financial modelling and investigation had been carried out into how to deliver a value for money, medium to long-term street lighting strategy using LED lights.

Falling costs of LED lights suggested a proposed capital replacement cost estimated at £23.3m. Energy prices had increased by approximately 11% per year for the last five years and the indications were that this trend would continue, resulting in a potential payback period (pre-financing), if funding was secured, of eight years and one month, details of which were set out in Appendix 4 to the report.

ALEXON, which governed how energy for street lighting was traded, had approved several switching regimes to incorporate dimming. The table below was felt to provide the most appropriate level of multi-level static

dimming currently available. Whilst it might be possible to use dimming in most locations, it would not be used in certain areas, details of which were presented, unless well-evidenced risk management identified that a level of lighting appropriate to reduced highway usage could be introduced.

LED street lights had a projected life of 100,000 hours or twenty-five years allowing for 10% failure. This was much longer than the 15,000 – 20,000 hours or three to four years of conventional lamps.

The proposal included the replacement of 22,236 lighting columns that were beyond their designed working life. The following was proposed for street lights within the five to six metres height range:

- Replacement of existing lights with LEDs on 46,560 lighting columns
- Replacement of 18,379 out of design life five metres high columns including installation of a LED light
- Replacement of 3,857 out of design life six metres high columns including installation of LED light
- Utilisation of dimming technology in association with the installation of LEDs so as to reduce light levels and energy consumption during the period of low highway usage.

In total, 68,796 street lights in mainly residential areas would be converted to LEDs, representing approximately 78% of the Council's lighting. The remaining 22% of the Council's street lights were over six metres in height and were primarily on the strategic road network and would continue to be upgraded by funding obtained through the Local Transport Plan.

There would be no adverse impact on the standards of street lighting as a consequence of this proposal, although there were some health and environmental concerns which needed to be considered. These concerns were also reflected within the comments received through the consultation details, of which were set out at Appendix 1 to the report, along with other outcomes of the consultation exercise.

Three options were put forward for consideration. Option 1, to retain the current status. Option 2, to implement the proposed street lighting maintenance policy change as detailed and Option 3, consider invest to save funding for the replacement of the existing lights with LEDs and the use of dimming technology on street lights in the height range five to six metres located mainly in residential areas. Further details of all options along with an options appraisal were presented in the report. The progression of Option 3 would ensure that required revenue savings were achieved from street lighting over a sustained period and further budget savings from reductions in energy consumption would be achieved. Responses from community engagement on the introduction of part night lighting in urban areas and comments received

through the consultation on the proposed maintenance policy change were indicative of concern at the switching off of lights or lights not being repaired when other energy reduction options were available to deliver savings. Any invest to save funding for the installation of LEDs and replacement of columns would be programmed to be completed over a three year period. The procurement of an external contractor would be required to support the internal workforce in the installation work and ensure completion within the required timescale to obtain the earliest maximum energy and carbon savings. It was anticipated that a contract could be in place for late Spring/early Summer 2015, so as to allow reasonable time for the preparation of tender documentation and the necessary procurement process.

The consultation had identified the public's concern that all lighting faults would not be repaired. Parish Councils and the public had identified concerns at the impact of not repairing lights where part night lighting was in operation on streets, as this would negate the risk assessment applied to the scheme implementation. Whilst the routine replacement of existing lamps and street lights would not be an efficient use of public funds, if approval was given to implement a LED dimming invest to save project in order to address concerns raised during the consultation, it was proposed that all reported street light faults should be repaired until the project was fully implemented. The approved general maintenance budget for street lighting was insufficient to enable this to be achieved and details of a strategy for 2014-5 and 2015-16 and 2016-17, 2017-18 and 2018-19 in order to sustain a £775,000 revenue budget reduction from street lighting was presented.

RESOLVED to (1) consider the responses to the public consultation on the proposal for a policy change to street lighting maintenance and the possible investment in LEDs and dimming of street lights, if funding was available, and the Equality Analysis;

(2) approve the invest to save proposals for the introduction of LED lights and dimming identified in the report to improve the whole life costing of street lights in the height range five – six metres;

(3) approved the procurement of a contract to deliver the LED lighting project within a three year period noting that a further report would be submitted to Cabinet for approval to award a contract;

(4) confirm that further part night lighting would not be implemented in urban areas and that invest to save funding would, instead be used to install LEDs on reported street lamp failures for the remainder of 2014-15;

(5) note that there would be on-going monitoring and evaluation of any issues raised by residents following installation of LEDs and of new research to identify any impact on health; and

(6) authorise the Cabinet Member – Jobs, Economy and Transport to consider a future report seeking approval to establish an additional post on a fixed-term basis to assist in the delivery of the invest to save project.

368/14 REPORT ON THE OUTCOME OF THE CONSULTATION REGARDING THE PROPOSAL FOR A SECOND PRIMARY SCHOOL IN HILTON (Children and Young People) The Strategic Director – Children and Younger Adults reported on the outcome of a consultation on development proposals to provide a new primary school in Hilton to address pressures on the existing provision and serve the increased housing in the village.

The consultation was held from 24 February to 11 April 2014. In total ten responses to the consultation had been received, details of which were presented in the report along with the Authority's response.

Discussions had been held between the Local Authority and the developer to identify the next steps that would be required to deliver a new primary school. It was proposed to deliver a one form entry primary school that could be expanded to a two form entry primary school at a later stage. This would reduce the potential impact on the existing primary school in Hilton, but retain flexibility for the Authority for future growth and demand for future pupil places. In addition, this enabled the developer to make a financial contribution towards additional secondary school places via a Section 106 Education Contribution, addressing concerns expressed through this consultation.

It was proposed that a paper be brought to Cabinet for approval, with details of the process of securing an academy sponsor, including selection criteria. A timescale would be identified so that the development of a new school at Hilton could run in parallel with that at Chellaston Fields.

RESOLVED to (1) proceed to develop a new school in Hilton that would be one form of entry in size initially but be capable of expansion to two forms of entry; and

(2) to receive a further report on the proposed selection process to secure a sponsor.

369/14 REPORT ON THE OUTCOME OF CONSULTATION REGARDING THE PROPOSAL FOR A NEW PRIMARY SCHOOL IN CHELLASTON FIELDS (Children and Young People) The Strategic Director – Children and Younger Adults reported on the outcome of a consultation on a proposal for a new primary school to serve the Chellaston Fields area of South Derbyshire and Holmleigh Way in Derby City and Derbyshire.

The consultation was held between 23 June and 25 July 2014. Only one response had been received to the consultation which was supportive of the proposal for new infrastructure in general, and for a new primary school, specifically. The response, from the Chellaston Resident's Association, raised concerns about pressure on all infrastructures and, in particular, the lack of information on how the secondary school places would be delivered for this housing development.

The Local Authority welcomed the support for the proposal for a new primary school at Chellaston Fields to serve the new housing. Officers were working with colleagues in the Planning Authority to assess the impact of new housing on a range of infrastructure and would continue to seek developer contributions towards the provision of additional primary, secondary and post-16 places. In this instance, the developer had offered to provide the land and part of the cost of a new one form entry primary school to serve the development, to work with the Local Authority and through Section 106 Agreements between Derby City and Derbyshire with all other developers to provide a one form entry primary school. In addition, the developer had agreed to limit the number of dwellings built to 200 until the strategy to address pressure on places at secondary and post-16 levels was agreed. It would be appropriate for the procurement process for the new primary school to be run in tandem with the process to deliver a new school at Hilton as these schools were likely to be delivered on a similar timescale.

RESOLVED to proceed with the proposal to open a new one form entry primary school at Chellaston Fields and that a paper be brought to Cabinet for approval, with details of the process of securing an academy sponsor, including selection criteria with a timescale to be identified to allow the development of a new school at Chellaston Fields to run in parallel with that at Hilton.

370/14 CAPITAL PROGRAMME FOR VOLUNTARY AIDED SCHOOLS – LOCAL AUTHORITY CO-ORDINATED VOLUNTARY AIDED PROGRAMME (LCVAP) (Children and Young People) The Strategic Director – Children and Young People informed Cabinet of projects to be included in the programme of capital works at Voluntary Aided schools for 2014-15 as detailed in the report, in the total sum of £1,423,676.

RESOLVED to note the projects to be included in the programme of LCVAP projects for 2014-15 with a total value of £1,423,676.

371/14 GLOSSOPDALE COMMUNITY COLLEGE – SINGLE SITE REORGANISATION (Children and Young People) The Strategic Director – Children and Younger Adults sought approval to undertake statutory consultation on a proposal to reorganise Glossopdale Community College

onto a single site, and to apply to the Department for Education for consent to dispose of the playing fields on one of the College sites.

The College currently occupied three separate sites, two of which were approximately two miles apart. The vast majority of the accommodation on the three sites was in a relatively poor condition with a total maintenance backlog of £5.4m. A Business Case had been prepared which included an evaluation of the College's three sites. This showed that if a new building was constructed on the Hadfield site, thus allowing the Talbot Road and Talbot House sites to be disposed of, estimated capital receipts of £9m could be realised. Cabinet had previously approved £5.5m from the Children and Younger Adults Capital Programme towards the strategic development of the College, thus there was a potential funding shortfall of £8m on the new build option at Hadfield.

The Business Case had only looked at replacing the main school and it excluded an Enhanced Resource School Provision to accommodate pupils with Special Educational Needs. There was also a youth centre at the entrance to the Hadfield site which would need to be demolished in order to construct the new school.

Since the Business Case had been produced due to inflation in the construction industry, concern had arisen over the original £22.5m cost for the new build option on the Hadfield site, with £24m now suggested as being more realistic. The scheme had therefore been reviewed to reduce costs. Further design work was required to refine the budget of the phase one scheme and this would be reported to Cabinet at a later date.

The School Organisation (Prescribed Alterations to Maintained Schools) (England) Regulations 2013, required that where a local authority sought to close a school site (where the school occupied more than one site), they must follow a statutory process. Approval was therefore sought to undertake a public consultation on a proposed move in line with the consultation paper attached at Appendix 1 to the report.

In addition, the School's Standards and Framework Act 1998, Section 77, required the prior consent of the Secretary of State to the disposal or change of use of school playing fields. In order to achieve the maximum capital receipt for the College's main site on Talbot Road, consent was required for the small area of playing field on this site to be disposed of and used for residential development.

RESOLVED to approve (1) to undertake a statutory public consultation on a proposal to consolidate Glossopdale Community College onto a single site;

(2) to apply to the Secretary of State for consent to dispose of the playing fields on the College's Talbot Road site for residential development;

(3) the use of expected capital receipts of £9m from the disposal of Talbot Road and Talbot House sites towards the cost of a new school building on the Hadfield site; and

(4) to receive a further report to confirm the budget for the scheme when the statutory proposal was determined and more detail on the cost of the project was known.

372/14 UPDATE ON THE SOLAR PV CAPITAL FUND AND OTHER RENEWABLE ENERGY OPPORTUNITIES (Council Services) The Strategic Director – Corporate Resources provided an overview of renewable energy installation opportunities available to Derbyshire County Council owned properties and provided an update on the Solar Photovoltaics (PV) installation spend so far, and sought approval to use some of the allocated £500,000 for alternative renewable energy installation opportunities.

On 12 July 2011, approval was given for the allocation of £500,000 from the 2011-12 Corporate Capital Programme to install Solar PV on corporate and school buildings, with £300,000 to be invested in schools and £200,000 to be invested in corporate buildings. More recently, additional feasibility work had commenced looking at other renewable energy technologies that could be installed to utilise sustainable sources of heat which reduced the Council's reliance on fossil fuels and generated an income from the Renewable Heat Incentive (RHI). This initial feasibility work had identified that utilising a range of renewable energy technologies at Council buildings and not solely looking at Solar PV, would provide greater opportunities for reducing fossil fuel usage, carbon emissions and cost as well as increasing income opportunities.

There were several technologies which were eligible for RHI and there was a different tariff applicable to each one, these included biomass, combined heat and power, ground and air source heat pumps and solar collectors. It was therefore proposed that the capital finance previously allocated for Solar PV, be made available to a range of renewable energy technologies. As detailed in the update report to Cabinet in April 2013, the Solar PV Feed in Tariff (FiT) rate had been and continued to be reduced. Whilst this had not had a significant impact on the financial business case for any Solar PV installed on corporate buildings, as the Council benefitted from the FiT income and the reduced cost of electricity, it did have a greater impact on the Business Case for Solar PV installations as the school benefitted from free electricity with the Council benefitting only from FiT income. It was therefore proposed to remove the ring-fencing of the initial allocation i.e. £200,000 for corporate sites and £300,000 to schools, to identify additional corporate properties that would be suitable for Solar PV installation and to

extend the scope of the remaining allocation so that other renewable opportunities could be considered, particularly those which may be eligible for the RHI. In addition, work was also being currently undertaken to identify Council owned sites that might be suitable for larger renewable energy opportunities, particularly ground mounted Solar PV.

RESOLVED to (1) agree to remove the ring-fence allocation of £200,000 for corporate sites and £300,000 for schools to allow for more flexibility and greater financial benefits;

(2) agree to extend the scope of funding to enable alternative renewable opportunities to be considered;

(3) note the potential of capitalising on the availability of the RHI through eligible schemes; and

(4) note that any future ground mounted Solar PV proposals would be subject to feasibility and business cases would be presented to Cabinet for consideration.

373/14 DERBYSHIRE ADULT COMMUNITY EDUCATION SERVICE FEES POLICY FOR PERIOD 2014-17 (Children and Young People) The Strategic Director – Children and Younger Adults sought approval in principle and subject to consultation for proposed changes, to the Derbyshire Adult Education Fees Policy for the period 2015-16 to 2017-18 which would result in above inflation increases on course fees. Cabinet agreement was also sought in principle, and subject to consultation, to setting proposed maximum values for fees to enable differentiated charging. Details of the existing charging arrangements and the proposed charges were presented in the report.

RESOLVED to approve in principle the following proposals, subject to consultation with key stakeholders that (1) Derbyshire Adult Education fees policy for the period covering 2015-16 to 2017-18 as detailed in the report be approved, which would result in above inflation increases on course fees;

(2) maximum values for fees be set to enable differentiated charging;
(a) to encourage new learners in to provision;
(b) to reflect local variations in the community profiles and the ability to pay;

(3) an automatic inflationary increase be applied on all maximum fee values in line with the Retail Price Index each year; and

(4) Cabinet to receive a further report detailing any amendments to the proposals contained within the report as a result of the consultation with key stakeholders and the completion of the equality analysis.

374/14 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. To confirm the exempt minutes of the meeting of Cabinet held on 30 September 2014.
2. To receive the exempt minutes of Cabinet Member meetings as follows:
 - (a) Council Services – 29 September 2014
 - (b) Strategic Policy and Budget – 29 September 2014
3. Consideration of the report of the Strategic Director – Children and Younger Adults on Residential Care – Children in Care Provision (Children and Young People) (contains information likely to reveal the identity of any individual).
4. Consideration of the report of the Strategic Director – Children and Younger Adults on the Derbyshire Adult Community Education Service Restructure (Children and Young People) (contains information likely to reveal the identity of any individual).
5. Consideration of the report of the Strategic Director – Children and Younger Adults on the Derbyshire Adult Community Education Service Strategic Property Review (Children and Young People) (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 Strategic Director – Children and Younger Adults on Harpur Hill Primary School – Additional Funding for Foundation Unit (Children and Young People) (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 a Replacement Library Management System (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 report of the Director of Public Health on Sexual Health Services for Derbyshire Residents (Health and Communities) (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 Director of Public Health on the Re-procurement of Substance Misuse Enhanced Services and an Associated Supply Contract (Health and Communities) (contains information relating to the financial or business affairs of any particular person, including the Authority holding that information).
 10. Report of the Strategic Director – Economy, Transport and Environment on the Review of the Derwent Valley Mills World Heritage Site Team (Jobs, Economy and Transport) (contains information relating to any consultations or negotiations, or contemplated consultations or negotiations in connection with any labour relations matters arising between the Authority or a Minister of the Crown and employees of, or office holders under, the Authority).
 11. Report of the Acting Strategic Director – Adult Care on the Establishment of Local Authority Controlled Companies to Deliver Assistive Technology Monitoring Services (Adult Social Care) (contains information relating to the financial or business affairs of any particular person, including the Authority holding that information).
 12. Report of the Chief Executive on Urgent Decisions Taken by the Chief Executive – River Wye Works for Peak National Park Authority (Council Services) (contains information relating to the financial or business affairs of any particular person, including the Authority holding that information).