

MINUTES of a meeting of **CABINET** held on **24 November 2015** at County Hall Matlock

PRESENT

Councillor Ms A Western (in the Chair)

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

396/15 **PUBLIC QUESTIONS** Question from Chris Sizeland on item 7(i) - responses to the consultations on proposed closures of Hillcrest, Red House, The Glebe and The Willows Homes for Older People and respite care beds at Ecclesfold Resource Centre

“This is a question about the possible closure of Ecclesfold Resource Centre short term care beds. In view of the report being unable to demonstrate with any reasonable confidence any alternative provision available in an area that covers over 100 square miles of North Derbyshire, could the council please ensure that no decision is taken regarding Ecclesfold until alternative provision is definitely available. “

Councillor P Smith replied as follows:-

We place a high value on the role of carers and respite care is important in allowing them to undertake their caring role. We will work to source suitable alternative provision. Ecclesfold will not close immediately and we will honour existing bookings whilst alternative provision is identified. We will work with residents and their carers to do all that we can to support them in the future.

A supplementary question was asked as follows:-

Looking at the report, the alternatives just do not work, they are not there. It has been recently reported that the Government is to announce big increases in funding for the NHS including increasing funding to county councils. We feel strongly that your decision is too early and things could change when the Autumn Statement is announced by the Chancellor. Defer the decision.

Councillor Smith replied as follows:-

Any additional funding that may be announced would not cover the funding cuts that we have to make.

Ms J Hollister, Strategic Director for Adult Care added:-

Adult Social Care faces a £100m funding gap over the next 4 years and any announcement will not close that gap.

P Handford, Director of Finance, added:-

The position is that we just do not know at the moment what any announcement in relation to the possibility 2% increase in Council Tax may mean for us. We would have to see the detail of any scheme.

Councillor Western added:-

The situation would need to change considerably for us to be in a position where we could reconsider this.

Question from Jeannie Robinson on item 7(i):- responses to the consultations on proposed closures of Hillcrest, Red House, The Glebe and The Willows Homes for Older People and respite care beds at Ecclesfold Resource Centre

Reading the consultation report, no-one supports the proposed closure plan. How can you come to the conclusion that you have and take this decision today?

Councillor Smith replied as follows:-

We take the consultation process seriously and we have used criteria against which to form our proposals. The original proposal was for all but 4 Homes to close but not now. We have worked to maintain direct care in Derbyshire and we are maintaining 18 Homes through to 2020. We have made a change to retain people's choice.

We appreciate people's anxiety about the future and we welcome their part in the process. We want to offer choice and we will not close any Home until we have alternative provision in place and will go with residents every step of the way.

No supplementary question.

397/15 **MINORITY GROUP LEADER QUESTIONS** There were no questions.

398/15 **MINUTES RESOLVED** that the non-exempt Minutes of the meeting of Cabinet held on 3 November 2015 be confirmed as a correct record and signed by the Chair.

399/15 **CABINET MEMBER MEETINGS – MINUTES RESOLVED** to receive the non-exempt minutes of Cabinet Member meetings as follows:

- (a) Highways, Transport and Infrastructure – 20 October 2015
- (b) Adult Social Care – 29 October 2015
- (c) Council Services – 2 November 2015
- (d) Health and Communities – 3 November 2015
- (e) Strategic Policy, Economic Development and Budget – 3 November 2015.

400/15 RESPONSES TO THE CONSULTATIONS ON PROPOSED CLOSURES OF HILLCREST, RED HOUSE, THE GLEBE AND THE WILLOWS HOMES FOR OLDER PEOPLE AND RESPITE CARE BEDS AT ECCLESFOLD RESOURCE CENTRE (Adult Social Care)

A report was presented on the responses to the consultations, together with the outcome of the Equality Impact Analysis on the proposals agreed at Cabinet on 16 June 2015. The report outlined the consultation undertaken and the summary of the responses was given together with a commentary on the points raised.

The consultation process had been thorough and gathered the views of many with a keen interest in the future of the homes and their residents and other users of the service. It was fully accepted that the proposal would result in significant disruption to the lives of the current residents and other users of the service and that managing this change would require considerable careful planning in line with the Pledges made.

Concerns were expressed about the criteria developed to determine which homes should be considered for closure. None of the people who responded to the consultation suggested alternative criteria which should have been used. After careful consideration of these responses and the objectives of the Accommodation and Support Strategy, officers remained confident that the criteria employed were the most appropriate.

Given that approximately a six month period had been identified for the closure of each home if the proposals were agreed, it was reasonable to assume that a significant number of additional places would be available for residents beyond the numbers shown at a particular point in time. Based on individual assessments, it may be that some residents would require nursing home care or choose to move outside the immediate locality to be closer to relatives or friends. Delays in the handover of the new Florence Shipley Community Care Centre in Heanor also meant that a number of beds in this new facility could be held, pending completion of assessments, for some people with dementia who would be affected by any closures.

In each instance where a resident moved out of the immediate area, Adult Care would explore all means to help ensure that visiting and friendship patterns were maintained. Adult Care firmly believed that it was in the interests of residents to maintain these links and would attempt to ensure that these were not impeded by a move to a different care home. This meant careful planning to ensure that a suitable placement was found which meant that additional travel was kept to a minimum by exploring accessibility on public transport routes for those who did not have a car. In a small number of cases, Adult Care may need to assist financially to prevent hardship.

In instances where the resident did not have capacity and did not have a family carer or friend who could act in his/her best interests, an advocate would be appointed to act in their best interests.

RESOLVED (1) to approve the closure of The Glebe Home for Older People, The Willows Home for Older People, Red House Home for Older People, Hillcrest Home for Older People and the respite care beds at Ecclesfold Resource Centre;

(2) to declare the sites of the four homes for older people surplus to operational requirements once they are no longer required as residential care homes;

(3) to authorise the Strategic Director of Adult Care to agree the reasonable relocation, rent and service charge costs for Derbyshire Carers Association;

(4) to notes the proposal for officers to enter into discussions with High Peak Borough Council on possible alternative uses of the residential element of the resource centre once these have been established;

(5) that subject to (3) above, to approve the work with residents and family carers to commence enabling residents and other users of the service to move to new accommodation; Adult Care would aim to complete this as soon as suitable alternative arrangements can be made for each resident and for this work to be carried out in accordance with the Pledges made and the Major Change and Closure Guidance;

(6) to authorise formal consultation with staff and trade unions representing staff affected and to note a further report to Cabinet will follow; and

(7) to note the Equality Impact Analysis completed on the Accommodation, Care and Support Strategy.

401/15 BUDGET MONITORING 2015/16 (Strategic Policy, Economic Development and Budget) **RESOLVED** to note the 2015/16 budget monitoring position as at 31 August 2015.

402/15 CAPITAL BUDGET MONITORING TO MONTH 5 2015/16 (Strategic Policy, Economic Development and Budget) **RESOLVED** to note the current position on the monitoring of Capital Schemes.

403/15 TREASURY MANAGEMENT (Council Services) In accordance with agreed procedures, the Director of Finance presented an interim report on Treasury Management activity for 2015/16.

RESOLVED to note the interim report and the compliance with the Prudential Indicators.

404/15 RELOCATION OF GLOSSOP LIBRARY (Council Services)
A proposal was presented for a replacement library in Glossop. The library was currently located in Victoria Hall, owned by High Peak Borough Council

and it was proposed to hand the property back to the Borough Council and options to relocate the library had been explored.

Two options were presented for consideration. Option 1 was to extend the existing Adult Education Centre building on Talbot Street to provide a joint service hub for the Library and adult education. Option 2 was to construct a detached library block on the Talbot Street Adult Education Centre site. A cost/benefits analysis for the two options was reported.

RESOLVED (1) to approve the relocation of Glossop Library from Victoria Hall and the handing back of the building to High Peak Borough Council;

(2) to approve Option 1, an extension to the existing Adult Education building on Talbot Street as the preferred scheme for a replacement library;

(3) to approve public engagement being undertaken on the design of the new library; and

(4) to agree to use £1.76m remaining in the approved Capital Programme for 2008/2009 for the provision of the new Glossop Library with any Capital funding shortfall being met from the existing Capital Programme contingencies budget.

405/15 FIRE PRECAUTION WORK (Council Services) Approval was sought to spend £211,000 from the 2014/15 Fire Precaution Allocation and £688,250 from the 2015/16 allocation to address fire precaution improvement works which had been identified from fire risk assessments.

RESOLVED to approve expenditure of £688,250 from the 2015/16 Fire Precaution Capital Allocation and £211,000 from the 2014/15 allocation for fire precaution improvement works as detailed in the report.

406/15 POOLED BUDGET FOR CHILDREN WITH COMPLEX NEEDS (Children's Services) Approval was sought for an agreement with a pooled budget arrangement between the Council and the four Derbyshire CCGs to provide and fund support packages for children and young people with complex needs pursuant to Section 75 of the National Health Service Act 2006.

Approval of a rolling 3 year Section 75 Agreement with a pooled budget arrangement from 1 October 2015 to 30 September 2018 would ensure consistency and efficiency in associated processes. The provision for an annual review would be utilised to consider development work proposals, a budget review and any changes that may be required to take account of new legislation.

RESOLVED that the Council enter into a Section 75 Agreement with pooled budget arrangements with the four Derbyshire Clinical Commissioning Groups for a 3 year period in order to provide and fund support packages for children and young people with complex needs.

407/15 PROVISION OF A NEW PRIMARY SCHOOL TO SERVE BOULTON MOOR DEVELOPMENT AND PROVISION OF A NEW PRIMARY SCHOOL TO SERVE DRAKELOW PARK DEVELOPMENT (Children's Services) Approval was sought to consult on a proposal for the establishment of a new primary school at Boulton Moor and the establishment of new primary schools at Boulton Moor and Drakelow Park. The purpose of the consultation was to establish the principal of the proposal of a new school in each of the areas which would enable subsequent decisions to be taken in a timely manner.

The developers at Boulton Moor and Drakelow Park were making sites available for a 1 and 2 form entry primary school respectively together with funds for the Council to deliver a 1 form entry primary school at Boulton Moor and 2 form entry primary school at Drakelow Park as Section 106 contributions.

RESOLVED (1) to undertake a consultation in relation to the proposals for new schools; and

(2) that Section 106 Funds be allocated to the design of the new schools as soon as they are received by the Authority.

408/15 APPROVAL OF A FIVE YEAR FORWARD WORKS PROGRAMME FOR HIGHWAY MAINTENANCE 2016-2021 (Highways, Transport and Infrastructure) The Highway Infrastructure Asset Management Strategy, recently approved by Cabinet, outlined the governance and strategy/methodology behind applying a rigorous asset management approach to highway maintenance. A requirement of the HIAMS was to take a long term view of the condition and optimal treatment of the highway network in its entirety and to develop a Forward Works Programme.

The FWP would form the foundation of a more transparent and evidence led approach to highways maintenance and would reflect the results of a treatment survey of the entire network. The effects of such a significant change in identifying future highways maintenance work would be that the estimated costs of treating all the roads identified would exceed the annual budget available. As a consequence, the programme would be modified to suit available budgets/funding and presented to Cabinet for approval in the annual Service Plan.

RESOLVED (1) to approve the 5 year forward works programme for highway and maintenance 2016-21; and

(2) to note that the full Forward Works Programme was unlikely to be able to be delivered within the currently available funding for highways maintenance.

409/15 **EXCLUSION OF THE PUBLIC** **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 (if any).
- (2) To confirm the exempt minutes of the meeting of Cabinet held on 3 November 2015
- (3) To receive the exempt minutes of Cabinet Member meetings as follows:-
 - (a) Council Services – 2 November 2015
- (4) Consideration of a report on Provision of Income and Cash Collection Services – Strategic Director Corporate Resources (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))
- (5) Consideration of a report on Contract extension for e-mail, internet and related services – Strategic Director Corporate Resources (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))
- (6) Consideration of a report on Replacement of the Council's website content management system – Strategic Director Corporate Resources (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))
- (7) Consideration of a report on Support and development of SAP Systems – Strategic Director Corporate Resources (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))
- (8) Consideration of a report on Adult Care ICT Solution – Strategic Director Adult Care and Strategic Director Corporate Resources

- (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))
- (9) Consideration of a report on Re-commissioning of domestic abuse support services – Strategic Director Health and Communities (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))
 - (10) Consideration of a report on Closure of Springfield Avenue Short Break Service – Strategic Director Adult Care (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))
 - (11) Consideration of a report on Request to open the Early Release Schemes to support the implementation of the Older People Residential Restructure – Strategic Director Adult Care (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))
 - (12) Consideration of a report on Integrated Specialist Facilities Scheme at Belper – 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))
 - (13) Consideration of a report on Urgent Decision taken by the Chief Executive – Chief Executive (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))
 - (14) Consideration of a report on Digital Derbyshire - Strategic Director Economy, transport and Infrastructure (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))