

PUBLIC

MINUTES of a meeting of **CABINET** held on **3 March 2015** at County Hall Matlock.

PRESENT

Councillor A Western (in the Chair)

Councillors D Allen, A Botham, D Collins, K Gillott and P Smith.

Apologies for absence were submitted on behalf of Councillors B Lewis and K P Morgan.

78/15 PUBLIC QUESTIONS There were no public questions.

79/15 MINORITY GROUP LEADERS' QUESTIONS There were no Minority Group Leader questions.

80/15 MINUTES RESOLVED that the non-exempt minutes of the meetings of Cabinet held on 27 January, 3 February and 10 February 2015 be confirmed as a correct record and signed by the Chair.

81/15 CABINET MEMBER MEETINGS - MINUTES RESOLVED to receive the non-exempt minutes of Cabinet Member meetings as follows;

- | | |
|---|------------------|
| (a) Council Services | 2 February 2015 |
| (b) Children and Young People | 3 February 2015 |
| (c) Health and Communities | 10 February 2015 |
| (d) Highways, Transport and Infrastructure | 10 February 2015 |
| (e) Strategic Policy, Economic Development and Budget | 10 February 2015 |

82/15 SUSTAINABLE ENERGY – GROUND MOUNTED SOLAR PV
(Strategic Policy, Economic Development and Budget) Following the outcome of the Improvement and Scrutiny Committee review, progress had been made in identifying suitable Council owned sites for ground mounted solar PV (often referred to as solar farms). Commercially viable sites for ground mounted solar PV were generally over 2 hectares and Council-owned land of this size or above had been considered and 11 sites had been identified as having the most potential to accommodate ground mounted solar PV with each requiring detailed feasibility work and business case development. APSE Energy had been contracted to undertake this work and they had concluded that 6 sites had the most potential. It was proposed that these be prioritised with a view to them being built and commissioned before 31 March 2016. It was proposed

to undertake a 6 week public consultation exercise commencing 9 March 2015 with a further report on the outcome of the consultation.

RESOLVED (1) to note the progress made towards identifying suitable Council owned sites for the installation of ground mounted solar PV;

(2) to approve proposals to carry out public consultation on the 6 sites identified; and

(3) to note that a further report would be submitted to Cabinet in May 2015 on the responses to the consultation exercise.

83/15 EMPLOYMENT OF YOUNG PEOPLE – INTERNAL APPRENTICESHIP SCHEME (Council Services) In December 2011, the Council had committed to significantly increasing the number of apprenticeship opportunities within the Council up until 2015. The success of the scheme to date was reported.

100 new apprenticeship placements had been identified for 2015 with the majority of these being offered via a September intake. As part of the Council's corporate parenting responsibilities, its care leavers have been provided with specific targeted support in their applications for Council apprenticeship opportunities.

The apprenticeship scheme was facilitated through partnering with an Apprenticeship Training Agency and this partner was Learning Unlimited (Chesterfield College) with the current contract expiring on 30 June 2015. A further report to Cabinet would recommend that this be extended for a further period of 12 months and this would give the opportunity to consider options for the delivery of the apprenticeship strategy in the future as part of the work being undertaken by the Employment of Young People Group.

RESOLVED (1) to note the success and positive evaluation of the Council's internal apprenticeship scheme;

(2) to approve the offer of 100 new apprenticeship opportunities in 2015; and

(3) to note the priority consideration being given to care leavers when applying for Council apprenticeship placements.

84/15 DERBYSHIRE PACKAGE – STANDBY/SLEEP-IN PROVISIONS (Council Services) In December 2014, Cabinet had agreed changes to the Derbyshire Package following successful negotiations with the trade unions, including adjustments to the standby arrangements for Bank Holidays and compensatory rest. However, the trade unions had made subsequent

PUBLIC

representations which were considered to have merit. The main issues identified were:

- The existing stand-by payment incorporated the first half hour of work in any standby period. Additional payments based on the appropriate rate for the day/overtime were only made once the cumulative half hour period had been exceeded in any standby period.
- The standby payment was a single standard rate irrespective of the length of the standby period covered and the rate of pay of the worker concerned.

The Council was seeking to vary the current provisions regarding the payment of stand-by and sleep-in duty in order to ensure the availability of staff to undertake essential services. However, some services had noted a reduction in volunteers and had been made aware of a perception that some participants felt that they were losing out for not being paid for the first half hour worked. The adjustments proposed were intended to increase the appeal of participation in standby and sleep-in duty activities to strengthen the confidence and resilience the Authority had in providing these important services.

The trade unions had requested that consideration of the introduction of pro-rata standby arrangements be part of any review of the Derbyshire Package. Consequently, further consideration would be given to the potential options and implications related to introduction of alternative standby payment.

RESOLVED (1) to approve the adjustment of the standby and sleep-in payment provisions to include payment of the first half hour of work arising from standby duty with effect from 1 April 2015; and

(2) to note that there would be a full review of standby and sleep-in arrangements for consideration of part of the 2015/16 Derbyshire Package review.

85/15 **CHIEF OFFICERS' PAY AWARD 2014/16** (Council Services)
The national pay award for officers on Chief Officer Conditions of Service for 2014/16 had now been agreed at 2% for those on a basic salary of £99,999 or less. The award would be applied to grades 17-19 of the Derbyshire Pay and Grading structure.

RESOLVED to note the implementation of the JNC for Chief Officer pay award to grade 17-19 of the Derbyshire pay and grading structure and to note the inclusion of Public Health employees, as appropriate.

86/15 **PEDAL PEAK DISTRICT – ADDITIONAL GRANTS TO SUPPORT CYCLING IN NATIONAL PARKS** (Highways, Transport and Infrastructure) Approval was sought to accept further Government grants from

the Department for Transport for the Pedal Peak II project to encourage cycling in and around the Peak District National Park. The value of the additional grant that had been awarded was £430,200 and match funding of £30,000 had been identified using an existing related scheme within the 2013/14 Local Transport Plan programme.

RESOLVED (1) to approve the acceptance of the grant offer of £430,200 from the Department for Transport for the Pedal Peak II project; and

(2) to approve the increase in the capital programme for the Pedal Peak II project from £8m to £8.43m.

87/15 DERBYSHIRE YOUTH COUNCIL UPDATE (Children and Young People) A report was presented on the work of the Derbyshire Youth Council as detailed in the notes of the Derbyshire Youth Council Conference which had been held on 17 January 2015.

RESOLVED (1) to note the report; and (2) to note that members of Cabinet were to be invited to attend a future Youth Council meeting.

88/15 CONSULTATION ON THE SIGNIFICANT ENLARGEMENT OF STENSON FIELD PRIMARY SCHOOL (Children and Young People) Approval was sought for a statutory consultation on a proposal to expand Stenson Fields Primary School from 280 places to 420 places in response to increased levels of housing within its normal area.

RESOLVED (1) that approval be given to initiate a statutory consultation on the expansion of Stenson Fields Primary School from 280 to 420;

(2) that the consultation be initiated on 16 March 2015 for a period of 6 weeks (term time only) closing on 8 May 2015; and

(3) that a report on the outcome of the consultation be presented to Cabinet within 2 months of the end of the consultation for a decision on the proposal.

89/15 CHILDREN AND YOUNGER ADULTS CAPITAL PROGRAMME 2014/15 – JOINT FUNDING INITIATIVE FOR SCHOOLS (Children and Young People) Approval was sought to a number of joint funded projects submitted by schools as a charge on the budget approved in the 2014/15 CAYA Capital Programme. A sum of £333,155 remained unallocated and the list of projects submitted for approval amounted to £366,600. It was proposed to fund the shortfall of £33,445 from savings within the 2013/14 Capital Maintenance Programme.

RESOLVED that approval be given to (1) the joint funded projects as detailed in the Appendix to the report;

(2) the transfer of unallocated funding as reported; and

(3) the shortfall of £33,445 being funded from savings within the 2013/14 Capital Maintenance Allocation.

90/15 CAPITAL FUNDING TO SUPPORT THE PROVISION OF FREE ENTITLEMENT OF EARLY YEARS PLACES FOR ELIGIBLE 2 YEAR OLDS IN SCHOOLS

(Children and Young People) Approval was sought to allocate a budget for the provision of additional classroom space to accommodate up to 40 eligible 2 year olds in schools in the areas of greatest undersupply. The areas where there was insufficient provision were those where there was the highest level of deprivation. The Government was keen to encourage schools to expand the age range to include 2 year olds and in areas of great disadvantage. The expansion of schools was the solution to providing high quality early years provision.

A number of schools in the areas of greatest undersupply had expressed an interest in this expansion although a major obstacle to taking this forward was the need for additional accommodation. Following discussions with the Department of Education, it was suggested that an application be made to Government to convert revenue attached to the provision for 2 year olds to capital. It was now proposed to take forward developments in 6 of the 11 priority areas and the budget allocations for the proposed developments totalled £1.625m and it was proposed that these be financed from the capital allocation of £1.036m plus £588,000 from the revenue funding allocation from the DSG.

It was requested that DSG funding of £2,563,134 be transferred to a CAYA earmarked reserve pending the completion of the projects outlined in the report and the 5 remaining projects and that any surplus remaining be used either for other support for 2 year old provision or was returned to the DSG for the Schools Forum to consider and recommend its use.

RESOLVED (1) to approve the proposal to allocate budgets to 6 schemes in order to meet the Local Authority's statutory duty to ensure there are sufficient high quality places for meeting the needs of eligible 2 years olds and that the schemes be added to the 2914/15 capital programme; and

(2) to approve the creation of an earmarked reserve for the DSG funding.

91/15 REVISED USE OF ADULT CARE RESERVES (Adult Social Care) Approval was sought to revise the use of reserves allocated to Adult Care and the report set out allocations and the proposed revisions in terms of demographic growth, care home fees, co-funding contributions, grants to voluntary organisations, Derbyshire Discretionary Fund, re-procurement of ICT, Section 256 shortfall and housing related support.

The current and proposed Adult Care reserves were:-

	Current £m	Proposed £m
Demographic Growth	10.000	10.000
Backdated Care Home Fees	8.000	5.600
Co-Funding Contributions	0.903	1.203
Grants to Voluntary Organisations	0.800	0.000
Derbyshire Discretionary Fund	0.790	0.000
Reprocurement of the ICT System	0.250	0.250
Section 256 Shortfall	0.000	1.500
Housing Related Support	0.000	0.784
Total	20.743	19.337

RESOLVED to approve the revised use of Adult Care reserves as set out above.

92/15 DERBYSHIRE ADULT COMMUNITY EDUCATION SERVICE FEES POLICY FOR PERIOD 2014/17 – PUBLIC CONSULTATION RESPONSE (Children and Young People) A report was presented on the outcome and recommendations resulting from the public consultation on the Derbyshire Adult Education fees policy which had been agreed by Cabinet on 21 October 2014.

A summary of the feedback was reported.

RESOLVED (1) to approve that the implementation from 1 April 2015 of the proposals for the fee bands as consulted upon and previously supported by Cabinet;

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

(3) to approve an automatic inflationary increase applied on all maximum fee values in line with Retail Price Index each year.

93/15 FINDINGS OF THE CONSULTATION UNDERTAKEN ON THE PROPOSALS TO REVIEW CHILDREN'S CENTRES (Children and Young People) A report was made on the results of the phase 2 consultation on

PUBLIC

Children's Centre services and the findings of the Equality Impact Analysis and Health Impact Assessment.

The Council had identified a proposed budget reduction of £944,000 in 2015/16 and the Children's Centre review was looking at ways to ensure that children continued to be safe and that families with young children received the support they needed to enable them to be healthy and ready to learn. It was seeking to make savings whilst developing a clearer more effective Children's Centre model that would maximise the impact on narrowing the gaps between those children who achieve well at school and those who under-achieve.

RESOLVED (1) to note the results of the phase 2 consultation and the findings of the Equality Impact Analysis and Health Impact Assessment;

(2) to agree to the closure of the two Children's Centres and associated services at Ashbourne and Duffield on 31 May 2015;

(3) to agree to the closure of two Children's Centres at Langwith and Castle Gresley where the buildings were not fit for purpose and to transfer services to other sites; and

(4) to receive a further report on the future development of Children's Centres at a later date.

94/15 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 (if any).
2. To confirm the exempt minutes of the meeting of Cabinet held on 10 February 2015.
3. To receive the exempt minutes of Cabinet Member meetings as follows:-

(a)	Council Services	2 February 2015
(b)	Children and Young People	3 February 2015
(c)	Highways, Transport and Infrastructure	10 February 2015

4. To consider exempt reports as follows:-

- (a) Self Service in Libraries – Strategic Director Health and Communities (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))
- (b) Children and Young Peoples Public Health Services – Director of Public Health (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))
- (c) Provision of Sustainable Basic Footcare Services for Derbyshire – Director of Public Health (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))
- (d) Chesterfield Cycleway Station Approach Contract – Strategic Director Economy, Transport and Environment (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))
- (e) Supply of Cold Bitumen Emulsions – Strategic Director Economy, Transport and Environment (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))
- (f) Derbyshire County Council and Nottinghamshire County Council – Contract for Barristers' Services – Director of Legal Services and Acting Strategic Director Children and Younger Adults (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))
- (g) Variation to Contract for the Adult Careers Service Team Advisers – Acting Strategic Director Children and Younger Adults (contains information which is likely to reveal the identity of an individual)
- (h) Rationalisation of Children's Systems – Acting Strategic Director Children and Younger Adults (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))