

**PUBLIC
DERBYSHIRE COUNTY COUNCIL**

ITEM No. 10

COUNCIL MEETING

4 February 2015

REPORT FROM CABINET

Purpose of the Report

To provide information to the Council on issues considered by the Cabinet at meetings held on 2 and 23 December 2014 and 20 and 27 January 2015 and to enable Members to ask related questions.

Members may submit questions on the report to the Director of Legal Services by 12 noon on 3 February 2015.

Information and Analysis

2 December 2014

1. COMPLAINTS AND COMPLIMENTS OVERVIEW 2013-2014

Cabinet considered a report of the Chief Executive on complaints dealt with under the Council's Complaints Procedure, the Local Government Ombudsman's Annual Review Letter in respect of Derbyshire County Council for the year ended 31 March 2014 and compliments received by the Council during the financial year 2013-14.

Decision

Cabinet (1) noted the key issues relating to the complaints procedure, the monitoring of complaints and changes to service as a result of complaints received; (2) encouraged the collection of demographic data relating to complainants wherever possible; (3) approved the involvement of Legal Services at early stage of Local Government Ombudsman related complaints if the client department foresees any particular problem; (4) approved the use of the information contained within the report to support key process and service improvements within their departments; and (5) to receive a report on the progress and developments on complaints and compliments following the end of the 2014-15 monitoring period.

2. DERBYSHIRE CLIMATE CHANGE CHARTER

The Chief Executive sought approval to formally adopt the Charter 2014-19.

Decision

Cabinet approved the formal adoption of the Derbyshire Climate Change Charter 2014-2019.

3. BUDGET MONITORING 2014-2015

The Director of Finance provided the Cabinet Member with an update of the Revenue Budget position for 2014-15 up to the end of August.

Decision

Cabinet noted the 2014-2015 budget monitoring position as at 31 August 2014.

4. CAPITAL BUDGET MONITORING TO MONTH 5 2014-2015

The Director of Finance informed Cabinet of the latest budget monitoring position for open capital schemes

Decision

Cabinet noted the current position on the monitoring of Capital schemes.

5. INTEGRATED COMMISSIONING OF DOMESTIC ABUSE SERVICES

Cabinet approval was sought for a revised structure to enable the Council Plan priority for a joint strategic approach and better integration of domestic abuse services to be delivered.

Decision

Cabinet endorsed (1) the proposal to move to a single department lead for commissioning domestic abuse services in the Health and Communities Department (Community Safety team); and (2) a pooled County Council budget for domestic abuse services to be overseen by the Head of Community Safety.

6. OUT OF AREA SEXUAL HEALTH SERVICES

The Director of Public Health requested approval for the proposed approach to invoicing for out of area sexual health services from April 2015.

Decision

Cabinet approved the proposed approach to out of area invoicing for sexual health activity from April 2015.

7. RESPONSE TO CONSULTATION ON THE PROPOSED CLOSURE AND TRANSFER OF ADULT CARE SERVICES AT UNDERHALL RESOURCE CENTRE TO MEADOW VIEW SPECIALIST COMMUNITY CARE CENTRE

The Acting Strategic Director – Adult Care reported to Cabinet on the outcome of consultation, including the outcome of the Equality Impact Analysis, on the proposed closure of Adult Care Services currently provided at Underhall Resource Centre and the transfer of these services to Meadow View Community Care Centre. The report also requested approval to declare the Underhall property surplus to requirements and to consult with staff and the trade unions affected by the proposed closure.

Decision

Cabinet (1) considered the outcome of the consultation on the future of the Underhall Resource Centre and the Equality Impact Analysis; (2) approved the closure of the Adult Care Services currently provided at Underhall and transferring them to Meadow View and to declare the Underhall property surplus to the requirements of the Adult Care Department and notice to quit to be given to Dales Housing to terminate the rental agreement; and (3) approved the formal consultation with the staff and trade unions at Underhall Resource Centre.

8. RESPONSE TO CONSULTATION ON THE PROPOSED CLOSURE OF DAY CARE SERVICES FOR OLDER PEOPLE AT AMBERVALE RESOURCE CENTRE, RIPLEY, AND THEIR RELOCATION TO FLORENCE SHIPLEY SPECIALIST COMMUNITY CARE CENTRE, HEANOR

The Acting Strategic Director – Adult Care reported to Cabinet on the outcome of consultation, including the outcome of the Equality Impact Analysis, on the proposed closure of day services for older people at Ambervale Resource Centre and their relocation to Florence Shipley Specialist Community Care Centre and also the closure of these

services. The report also requested approval to consult with staff and the trade unions affected by the proposed closure.

Decision

Cabinet (1) considered the outcome of the consultation on the future of the Ambervale Resource Centre and the Equality Impact Analysis; (2) approved the closure of the day services for older people at Ambervale Resource Centre, Ripley and their relocation to Florence Shipley Community Care Centre, Heanor; and (3) approved the formal consultation with the staff and trade unions at Ambervale Resource Centre.

9. SECTOR LED IMPROVEMENT PEER REVIEW OF ADULT CARE JULY 2014

The Acting Strategic Director - Adult Care reported on the Local Government Peer Review of Adult Care in July 2014.

Decision

Cabinet noted the report.

10. POOLED BUDGET FOR CHILDREN WITH COMPLEX NEEDS

The Strategic Director – Children and Younger Adults requested approval for a further extension to the formal partnership agreement and pooled budget arrangement between Derbyshire County Council's Children & Younger Adults and Adult Care Departments and the four Derbyshire Clinical Commissioning Groups to provide and fund support packages for children and young people with complex needs.

Decision

Cabinet approved the extension of the pooled budget arrangement and formal partnership agreement with the four Derbyshire Clinical Commissioning Groups until 30 September 2015.

11. APPROVAL TO ADOPT THE DERBYSHIRE AND DERBY JOINT MUNICIPAL WASTE MANAGEMENT STRATEGY

The Strategic Director - Economy, Transport and Environment sought approval for the adoption of the Strategy which followed extensive public, partner and stakeholder consultation.

Decision

Cabinet (1) approved the adoption of the Derbyshire and Derby Joint Municipal Waste Management Strategy “Dealing With Derbyshire’s Waste and the County Council’s Waste Action plan; and (2) noted and welcomed the proposed endorsement of the Strategy and their respective Waste Action plans by Derby City Council and the eight district/borough councils.

23 December 2014

12. D2 EMPLOYMENT AND SKILLS BOARD

The Strategic Director – Economy, Transport and Environment sought approval to part-fund a Co-ordinator post to support the development of the D2 Employment and Skills Board and to shape the Employment and Skills work of the proposed D2 Combined Authority.

Decision

Cabinet approved expenditure of £25,000 over a two year period to part fund the D2 Employment and Skills Board Co-ordinator.

13. DERBYSHIRE PACKAGE TERMS AND CONDITIONS OF EMPLOYEES

Cabinet considered a joint report of the Strategic Director – Corporate Resources and the Director of human Resources to agree changes to the Derbyshire Package terms and conditions of service introduced following a joint review and collective agreement reached with the recognised trade unions.

Decision

Cabinet approved (1) the changes to the Derbyshire Package as detailed in the report; and (2) that the changes be incorporated in the Derbyshire Package and applied to schools support staff subject to the agreement of the Schools JCC.

14. TREASURY MANAGEMENT

The Director of Finance, In accordance with agreed procedures, presented an interim report on Treasury Management activities for 2014-2015.

Decision

Cabinet noted (1) the interim report on Treasury Management for 2014-15; and (2) the compliance with prudential indicators as detailed in Appendix 1.

15. CHILDREN AND YOUNGER ADULTS CAPITAL PROGRAMME 2014-15 – JOINT FUNDING INITIATIVE FOR SCHOOLS

The Strategic Director – Children and Younger Adults sought approval to a schedule of joint-funded projects submitted by schools as a charge on the budget approved in the 2014-15 CAYA Capital Programme.

Decision

Cabinet approved the joint funded projects as detailed in the report with funding being split equally between the schools and the Authority, resulting in a charge of £281,500 against the approved allocation of £500,000 in the 2014-15 Children and Younger Adults Capital Programme.

16. IMPLEMENTATION OF THE NATIONAL SINGLE STATUS AGREEMENT WITHIN SCHOOLS – JOB EVALUATION APPEALS

The Strategic Director – Children and Younger Adults and the Director of Human Resources informed Cabinet of progress and seek approval of the arrangements for the joint consideration of appeals against the Hay Job evaluation scheme, consequential to the Single Status provisions previously approved by Cabinet.

Decision

Cabinet (1) noted the number of JE appeals requiring formal consideration as set out in Appendix 1 to the report; (2) approved the JE appeals process jointly recommended by the Authority and trade unions as detailed at Appendix 2 to the report subject to the agreement of schools; (3) agreed the adjusted project timeline shown at Appendix 3 to the report; (4) agreed to receive a further report on conclusion of the JE Appeals Process; and (5) agreed to the establishment of an earmarked reserve to hold the resources required to fund the above activity.

17. HIGHWAYS AND TRANSPORT CAPITAL PROGRAMME 2015-2016

The Strategic Director - Economy, Transport and Environment sought approval in principle to a proportion of the Highways and Transport Capital Programme for 2015-16 in order to allow design and preparation to take place and the publication of notices or application for permits to work.

Decision

Cabinet approved in principle, the programme of schemes set out in Appendix 1, in advance of the Economy, Transport and Environment Department's Service Plan Refresh 2015-16, in order to fulfil the County Council's obligations under the Traffic Management Act 2004 and to permit the commencement of lengthy preparation processes.

18. DERBYSHIRE FOOD AND DRINK PROGRAMME

The Strategic Director - Economy, Transport and Environment sought approval for a proposed new approach to delivering the Derbyshire Food and Drink Programme to more effectively support the sector.

Decision

Cabinet approved (1) the cancellation of the Derbyshire Food and Drink Awards and Fair for 2015; and (2) the development of the proposed new Derbyshire Food and Drink Programme including an initial sum of £20,000 from the Economic Regeneration General Budget to support development.

19. CYCLING STRATEGY FOR DERBYSHIRE

The Strategic Director - Economy, Transport and Environment sought approval to the formulation with partners, of a Cycling Strategy for Derbyshire and to authorize a financial contribution to the procurement of specialist advice in order to support this work.

Decision

Cabinet (1) approved, in principle, the development of a Cycling Strategy to be approved by the Derby and Derbyshire Joint Committee for Economic Prosperity (D2); (2) noted the potential for a parallel exercise dealing with walking to be developed in the future; and (3) approved the procurement of specialist advice on the economic

business case for cycling investment and a County Council contribution of up to £10,000 towards the cost of such advice.

20. COUNTY TRANSPORT PREMISES REPAIRS

The Strategic Director - Economy, Transport and Environment requested approval to add the costs of upgrading County Transport's operational premises to the 2014-15 Capital Programme, and for the detailed improvements to be carried out.

Decision

Cabinet approved (1) the addition of the cost of improvements and repairs to the County Transport premises referred to in the report to the 2014-15 Capital Programme; and (2) the use of Departmental Earmarked Reserves to fund the County Transport premises improvements and repairs referred to in the report, for a total cost of £49,871.

20 January 2015

21. DERBYSHIRE ECONOMIC REVIEW

The Chief Executive presented the latest Quarterly Economic Review covering the period to December 2014.

Decision

Cabinet noted the information presented in the Review to December 2014 and that the findings would be used to support future service planning and policy development.

22. CHILDCARE SUFFICIENCY ASSESSMENT

The Acting Strategic Director – Children and Younger Adults reported on the outcome of the Childcare Sufficiency Assessment 2014 – 2015, including the findings from consultation undertaken with parents/carers.

Decision

Cabinet noted that, following consultation, a draft Childcare Sufficiency Assessment report had been compiled, and that the draft was agreed as Derbyshire County Council's response to the Government's requirements.

23. VACATION AND DEMOLITION OF THE ADULT CARE BLOCK AT COUNTY HALL, MATLOCK

The Strategic Director – Corporate Resources sought Cabinet approval to implement new ways of working with employees based at County Hall in order to maximise the use of space and to facilitate the vacation and demolition of the Adult Care Block.

Decision

Cabinet (1) noted the requirement to vacate and demolish the Adult Care Block by 31 December 2015 to comply with the conditions of the temporary planning permission; (2) approved the implementation of Option 3 as set out in the report in order to accommodate all staff based at the County hall complex; and (3) approved the revenue expenditure associated with the implementation of option 3 from existing budgets and Corporate Resources Department underspends.

24. PROPOSED CONSULTATION ON MEETING THE NEEDS OF YOUNG CARERS IN DERBYSHIRE

The Acting Strategic Director – Children and Younger Adults sought approval to undertake consultation on options for the provision of support services to young carers from 1 April 2016. The report also informed Cabinet of changes introduced by the Children and Families Act 2014 which concern support for young carers and inform the consultation and of relevant national and local research.

Decision

Cabinet agreed to (1) conduct a Stage 1 consultation with service users and stakeholders on options for the provision of young carer services from 1 April 2016; and (2) receive further reports following the consultation and the development of proposals for the future.

25. PAYMENT OF THE LIVING WAGE 2015-2016

The Strategic Director – Corporate Resources requested agreement to pay the Living Wage from 1 April 2015 to 31 March 2016 for employees directly employed by the Council and to continue to encourage schools to adopt the Living Wage.

Decision

Cabinet approved (1) that the Living Wage continue to be paid as an allowance to eligible employees from 1 April 2015 as detailed in Appendix 2 to the report; (2) the on-going monitoring arrangements for 2015-16 set out in Appendix 3 to the report; and (3) individual school governing bodies be strongly encouraged to adopt the Living Wage.

26. LOCAL GOVERNMENT SERVICES PAY AWARD 2014-16

Cabinet was asked to note the National Joint Council (NJC) for Local Government Services Pay Award for 2014-16 as it relates to the Derbyshire Pay & Grading Structure (Grades 1/2 to 16).

Decision

Cabinet noted (1) the application of the Derbyshire Pay and Grading Structure as detailed in the report at Appendix 2 from 1 January 2015; (2) the inclusion of Public Health employees whose salaries did not exceed Derbyshire County Council pay point 59 in the application of the pay award as attached at Appendix 3 to the report from 1 January 2015; and (3) the appropriate pay related allowances increasing by 2.2% from 1 January 2015.

27. HEALTH IMPACT ASSESSMENTS

The Director of Public Health sought approval to pilot the inclusion of Health Impact Assessment (HIA) screening into the Council's procedures for carrying out Equality Impact Analysis (EIA).

Decision

Cabinet approved that (1) the pilot to run to June 2015 in which the screening stage of HIAs was done at the same time and as part of the process for EIA; and (2) the corporate EIA Guidance and Forms be supplemented with the information in Appendix 1 to the report, for the pilot.

28. RESPONSE TO CONSULTATION ON THE PROPOSED CLOSURE OF DAY CARE SERVICES AT CLAY CROSS HALL RESOURCE CENTRE AND THEIR RELOCATION TO SMITHYBROOK VIEW EXTRA CARE HOUSING SCHEME (DAY SERVICES), CLAY CROSS

The Acting Strategic Director – Adult Care provided an update to Cabinet on the outcome of the consultation and Equality Impact Analysis on the proposed closure of day services at the Clay Cross Hall Resource Centre and their relocation to Smithybrook View Extra Care Housing Scheme (Day Services). The report also sought approval for the closure of

day care services at Clay Cross Hall Resource Centre and their relocation to Smithybrook View Extra Care Housing Scheme (Day Services) and approval to commence consultation with the current Direct Care staff team at Clay Cross Hall Resource Centre and relevant Trade Unions.

Decision

Cabinet (1) considered the outcome of the consultation on the future of the Clay Cross Hall Resource Centre; (2) considered the outcome of the Equality Impact Analysis; (3) approved the closure of the day care services at Clay Cross Hall Resource Centre and its relocation to Smithybrook View Extra Care Housing Scheme (Day Services) at Clay Cross; and (4) approved the formal consultation with the staff at Clay Cross Hall Resource Centre and the trade unions.

29. PROPOSED CHANGE TO THE SCHOOL CROSSING PATROL SERVICE

The Strategic Director – Economy, Transport and Environment requested approval to proposals to review the School Crossing Patrol Service.

Decision

Cabinet (1) approved, as a basis for consultation, the proposed review to the School Crossing Patrol Service; (2) approved the outline consultation programme as detailed in the report; (3) noted the proposals to undertake a further Equality Impact Analysis based on consultation feedback to gain a better understanding of the impact of these proposals; and (4) agreed to consider a further report outlining the results of the public consultation and the Equality Impact Analysis, and to consider final proposals for the School Crossing Patrol Service based on these findings.

30. CONSULTATION ON PROPOSALS TO EXTEND AND CHANGE THE B_LINE SCHEME

The Strategic Director – Economy, Transport and Environment reported on a proposal to engage in a formal consultation process on proposals to extend the b_line scheme to all young people aged 16-18 in Derbyshire and to other changes to the scheme.

Decision

Cabinet (1) agreed to consult on the proposals to extend and change the b_line scheme as detailed in the report; and (2) noted that a further

report would be made to Cabinet with recommendations, following the consultation, accompanied by an Equality Impact Analysis.

31. RAIL NORTH

The Strategic Director – Economy, Transport and Environment sought approval to the County Council becoming a member of North Rail Limited, to the expenditure involved in the process and to the Cabinet Member for Highways, Transport and Infrastructure being appointed as the Council's representative on the Association of Rail North Partner Authorities and the East Midlands regional representative to the Board of Rail North Limited, if appropriate.

Decision

Cabinet (1) noted the progress in establishing Rail North Limited to manage rail franchises in the north of England in partnership with the Department for Transport; (2) approved Derbyshire County Council joining Rail North Limited at a cost of £504 per annum until February 2016 and agreed that its membership should be kept under review; and (3) approved the Cabinet Member for Highways, Transport and Infrastructure, or his nominee, as the County Council's representative to the Association of Rail North Partner Authorities and, if appropriate, as the East Midlands regional representative to the Board of Rail North Limited.

32. PERMIT SCHEME FOR STREET WORKS AND WORKS FOR ROAD PURPOSES

The Strategic Director – Economy, Transport and Environment sought approval to the Derbyshire County Council Permit Scheme which was designed to improve co-ordination of street works and also works for road purposes.

Decision

Cabinet (1) gave approval to the County Council Permit Scheme as detailed at Appendix 1 to the report; and (2) noted the intended monitoring arrangements for the Scheme.

33. PEDAL PEAK DISTRICT – GRANTS TO SUPPORT CYCLING IN NATIONAL PARKS

The Strategic Director – Economy, Transport and Environment requested approval for the acceptance of an additional Government grant from the Department of Transport for the Pedal Peak II Project to encourage

cycling in and around the Peak District National Park and to highlight further opportunities for grant funding for cycling infrastructure in the County.

Decision

Cabinet approved (1) the acceptance on behalf of Staffordshire County Council of the additional windfall grant of £1.5m for the Pedal Peak Phase II Project; and (2) the increase in the Capital Programme for the Pedal Peak project from £6.5m to £8m.

34. DEDICATED SCHOOLS GRANT (DSG) 2015-16

The Strategic Director – Children and Younger Adults reported on various matters relating to the Dedicated Schools Grant (DSG) settlement for 2015-16.

Decision

Cabinet - (1) noted the DSG settlement for 2015-16; (2) approved the methodology for calculating mainstream schools' allocations as set out in 2.3.1; (3) agreed to fund the centrally held costs as set out in Appendix 2 to the report; (4) agreed to utilise the residual Schools Block DSG in accordance with section 2.3.3; (5) noted the forecast DSG cash position as set out in 2.4; (6) agreed to de-delegate the funding for mainstream schools for the services set out in 2.6.1; (7) agreed to the Schools Forum's funding proposals set out in 2.6.2 and the creation of the earmarked reserves from 1 April 2015; (8) agreed that any matters of detail relating to schools' delegated budgets to be resolved by the Acting Strategic Director for Children and Younger Adults in consultation with the relevant Cabinet Members; and (9) noted that a further report would be brought on the funding issues relating to the Early Years and High Needs Blocks.

27 January 2015

35. BUDGET MONITORING 2014-15 (AS AT 31 OCTOBER 2014)

The Director of Finance reported to Cabinet on the Revenue Budget position for 2014-15 as at 31 October 2014.

Decision

Cabinet noted the 2014-15 budget monitoring position as at 31 October 2014.

36. RESERVES POSITION

The Director of Finance presented to Cabinet the current and forecast positions for both General and Earmarked Reserves and also sought approval of the Reserves Policy.

Decision

Cabinet noted the current position on General and Earmarked Reserves and approved the Reserves Policy.

37. REVENUE BUDGET 2015-16

The Chief Executive and the Director of Finance reported on proposals to the Council regarding the Revenue Budget for 2015-16.

Decision

Cabinet recommended to Council that it (1) noted the details of the Autumn Statement and Provisional Local Government Finance Settlement as outlined in sections (b) and (c); (2) noted the Government's expectations about Council Tax levels for 2015-16 in section (d); (3) noted the details of the Council's consultation activity as outlined in section (m); (4) noted the Director of Finance's comments about the robustness of the estimates and adequacy of the reserves as outlined in section (k); (5) approved the precepts as outlined in section (d) and Appendix Two to the report; (6) approved that billing authorities be informed of Council Tax levels arising from the budget proposals as outlined in section (d) and Appendix Two to the report; (7) approved the contingency to cover non-standard inflation as outlined in section (g) with the contingency to be allocated by the Director of Finance and the Chief Executive once non-standard inflation had been agreed; (8) approved the level and allocation of budget cuts as outlined in section (h) and Appendix Four to the report; (9) approved the service pressure items identified in section (i) and Appendix Three to the report; (10) approved the Council Tax requirement of £264.231m which was calculated as follows:

	£
Budget Before Pressures and Budget Reductions	526,620,975
Plus Service Pressures - on-going	8,275,223
Plus Service Pressures - one-off	6,052,000
Less Budget Reductions	-45,050,198
Net Budget Requirement	495,898,000
Less Top-Up	-85,742,726

Less Business Rates	-16,704,826
Less Revenue Support Grant	-92,293,448
Less New Homes Bonus	-2,224,288
Less Local Services Support Grant	-998,936
Less General Grant	-16,565,857
Less PFI Grant	-10,503,833
Less Use of General Reserve	-6,634,000
Balance to be met from Council Tax	<u>264,230,086</u>

and; (11) authorised the Director of Finance to allocate cash limits amongst Cabinet Portfolios; Strategic Directors would then report to Cabinet on the revised Service Plans for 2015-16.

38. FIVE YEAR FINANCIAL PLAN

The Director of Finance sought approval of the Council's Five Year Financial Plan which had been revised and updated for the period 2015-16 to 2019-20.

Decision

4. Cabinet recommended to Council the approval of the revised Five Year Financial Plan.

39. PRUDENTIAL CODE FOR CAPITAL FINANCE, CAPITAL PROGRAMME APPROVALS AND TREASURY MANAGEMENT STRATEGY

The Chief Executive, Director of Finance and the Director of Property sought approval for proposals for submission to Council relating to The Prudential Code for Capital Finance, including:

- The capital starts programme for 2015-16.
- The Minimum Revenue Provision (MRP) policy for 2015-16.
- A Treasury Management Strategy for 2015-16.
- Compliance with, and set limits under CIPFA's Prudential Code and the Treasury Management in the Public Services: Code of Practice and Cross Sectoral Guidance Notes

Decision

Cabinet recommended for approval by Council (1) the adoption of the Prudential Code including the Prudential Indicators as described in paragraphs 2.5, 2.6, 2.8 and 2.12-2.16; (2) the 2015-16 Capital Starts Programme as detailed in Appendix 1, and that further reports on the

detailed schemes be brought to Cabinet; (3) the MRP policy for 2015-16 as detailed in paragraph 2.10; (4) the Treasury Management Strategy for 2015-16 as described in Appendix 3, and taking into account the guidance issued by the CLG as described in paragraph 9(b) and noting the changes in 2.18; and (5) the adoption of CIPFA's Code of Practice on Treasury Management and Cross Sectoral Guidance Notes (revised 2011), as shown in Appendix 3 to the report, and the Treasury Management Policy Statement as specified in the Treasury Management Code of Practice and also set out in Appendix 3.

Other Considerations

In preparing this report the relevance of the following factors has been considered: - equality of opportunity; environmental, health; financial, human resources; legal and human rights; prevention of crime & disorder, property and transport considerations.

Background Papers

Cabinet papers – 2 and 23 December 2014 and 20 and 27 January 2015.

RECOMMENDATION

That the report be noted.

**Councillor A Western
Leader of the Council**