

**DERBYSHIRE COUNTY COUNCIL**

**COUNCIL MEETING**

**6 June 2018**

**REPORT FROM CABINET**

**Purpose of the Report**

To provide information to the Council on issues considered by the Cabinet at meetings held on 5 and 26 April and 17 May 2018 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 5 June 2018.

**Information and Analysis**

**5 April 2018**

1. COUNCIL PLAN 2017-21 UPDATE FOR 2018-19

The Head of Paid Service reported on the Authority's Council Plan update 2018-19 and recommended it for approval by Full Council.

**Decision**

Cabinet recommended the Council update for approval by Full Council.

2. DEPARTMENTAL SERVICE PLANS

The Head of Paid Service recommended the 2018-19 updates to departmental Service Plans 2017-21 for approval by Full Council.

**Decision**

Cabinet (1) approved the 2018-19 update to the departmental Service Plans 2017-21; and (2) agreed to submit the Service Plans to Full Council for endorsement.

3. PUBLIC LIBRARY SERVICE STRATEGY

The Strategic Director – Economy, Transport and Environment sought approval to send notification of the outline proposals contained within the draft Derbyshire Public Library Service Strategy ‘Libraries for Derbyshire’ to the Secretary of State at the Department for Digital, Culture, Media and Sport and to commence a twelve week consultation on the draft strategy from Monday 7 May 2018.

### **Decision**

Cabinet agreed to (1) send notification of the outline proposals contained within the draft Derbyshire Public Library Service Strategy ‘Libraries for Derbyshire’ to the Secretary of State at the Department for Digital, Culture, Media and Sport; and (2) start a twelve week consultation on the draft strategy from Monday 7 May 2018.

## **4. ACTION GRANTS PROGRAMME**

The Strategic Director – Commissioning, Communities and Policy, requested approval for the development of an Action Grants Programme to champion local communities, encourage local groups to deliver community activity and to support the Council’s priorities in relation to resilient and thriving communities.

### **Decision**

Cabinet (1) approved proposals to establish a £1.5m Action Grants Programme, using £1m one-off resources identified from General Reserves and £500k from the Council’s Public Health Budget as set out in the report; (2) approved the costs of publicising and promoting the Action Grants Programme up to a maximum of £30k over two years, to be met from the Policy and Communications 2016-17 underspends; and (3) noted that reports on progress would be presented to future meetings of Cabinet.

## **5. ECONOMY, TRANSPORT AND ENVIRONMENT DEPARTMENT’S SERVICE PLAN 2018-19 APPENDICES: CAPITAL PROGRAMMES**

The Strategic Director – Economy, Transport and Environment sought approval to the approval of the Economy, Transport and Environment Department 2018-19 Highways and Transport Capital Programmes.

### **Decision**

Cabinet approved (1) the 2018-19 Economy, Transport and Environment Department’s Highway and Transport Capital Programmes; (2) that the Strategic Director - Economy, Transport and Environment to commence

implementation of the 2018-19 Highways and Transport Capital Programmes following confirmation of the direct grant allocations as set out in the report.

#### **6. DERBYSHIRE BUS PARTNERSHIP PLAN 2018-23**

The Strategic Director – Economy, Transport and Environment requested Cabinet approval to undertake consultation on a draft Derbyshire Bus Partnership Plan 2018-23 which aimed to establish a long-term strategy for the development of bus services within the County.

#### **Decision**

Cabinet (1) approved the contents of the draft Derbyshire Bus Partnership Plan as a basis for consultation; (2) authorised the Strategic Director – Economy, Transport and Environment, in consultation with the Cabinet Member for Highway Transport and Infrastructure, to finalise the draft Plan prior to consultation; and (3) agreed to receive a further report on the outcome of the consultation.

#### **7. DEVELOPMENT OF CONTRACTED LOCAL BUS SERVICES IN DERBYSHIRE – PROPOSED AREA REVIEW PROCESS**

The Strategic Director – Economy, Transport and Environment sought approval for a process to develop a sustainable future for the County Council's contracted local bus network, including changes to be introduced from 27 May 2018, a review of all other local bus contracts by October 2019 and the reallocation of Public Transport Revenue budgets for 2018-19 to facilitate the process.

#### **Decision**

Cabinet approved (1) the proposed steps towards the development of a more sustainable and stable network of supported bus services, including proposals not to renew 26 local bus contracts listed in Appendices 1 and 2 of this report from 27 May 2018; (2) the proposed area review process for all other local bus contracts implemented in three stages, with revised contracts commencing October 2018, March 2019 and October 2019; and (3) the reassignment of £0.40m of allocated public transport budget in 2018-19 from the Public Transport Growth and Improvement Fund to Local Bus Revenue Support, to meet the additional cost of maintaining existing local bus contracts, whilst the above measures were implemented.

#### **8. DERBYSHIRE HIGHWAYS HUB ADVANCED REAL TIME INFORMATION**

The Strategic Director – Economy, Transport and Environment requested approval to accept the Department for Transport (DfT) National Productivity Investment Fund (NPIF) grant of £2.45m and to add the Derbyshire Highways Hub Advanced Real Time Information (DHART) project to the capital programme. Approval was also sought to access the Nottinghamshire County Council procurement framework to purchase electronic real time information (RTI) bus stop information displays and the Crown Commercial Service (CCS) Traffic Management Technology 2 (TMT2) Framework Agreement for both the NPIF DHART Project and the A61 Growth Corridor Project.

### **Decision**

Cabinet (1) authorised the Strategic Director – Economy, Transport and Environment to accept the NPIF grant of £2.45m; (2) approved the addition of the £2.45m for the DHART project to the Capital Programme; (3) approved the virement of £0.5m of funds from each of the Local Transport Plans 2018-19 and 2019-20 as each becomes available; (4) approved the use of the Nottinghamshire County Council framework for both the NPIF DHART and the A61 Growth Corridor projects to deliver work in accordance with Protocol 2A of the Council's Financial Regulations up to a value limit of £0.6m; and (5) approved the use of the CCS TMT2 Framework contract, for both the NPIF DHART Project and the A61 Growth Corridor Project, in accordance with Protocol 2A of the Council's Financial Regulations up to a value limit of £7m.

## **9. MODERN SLAVERY TRANSPARENCY STATEMENT**

The Strategic Director – Commissioning, Communities and Policy approval from Cabinet to adopt the Derbyshire County Council Modern Slavery Transparency Statement 2018-19.

### **Decision**

Cabinet agreed to adopt the Council's Modern Slavery Transparency Statement 2018-19.

## **10. CHILDREN'S SERVICES CAPITAL PROGRAMME 2018-19 – ALLOCATIONS**

The Strategic Director – Children's Services requested approval allocations to Basic Need individual projects as part of the Children's Services Capital Programme 2018-19.

## **Decision**

Cabinet approved the allocations to Basic Need projects as set out in Appendix A to the report.

## **26 April 2018**

### **11. IMPROVEMENT AND SCRUTINY REVIEW OF EMERGENCY PLANNING**

Councillor S Bull, Chairman of the Improvement and Scrutiny Committee – Places presented the final report of the review of Emergency Planning.

## **Decision**

Cabinet (1) received the final report of the review of Emergency Planning and accepted its recommendations; and (2) noted that, as recommendations were implemented, progress would be monitored by the Improvement and Scrutiny Committee - Places at strategic intervals according to the completed action plan to be provided to the Committee within two months of the date of this report.

### **12. CAPITAL BUDGET MONITORING TO MONTH 9 2017-18**

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

## **Decision**

Cabinet noted the current position on the monitoring of Capital schemes as detailed in the report.

### **13. FAIR FUNDING REVIEW**

The Director of Finance and ICT provided Members with details of the Fair Funding Review technical consultation document.

## **Decision**

Cabinet noted the details of the consultation and the Council's response.

### **14. A515 ASHBOURNE TRANSPORT STUDY**

The Strategic Director – Economy, Transport and Environment advised Cabinet of the findings of recent studies into transport issues around

Ashbourne and their potential solutions, and to sought authorisation to undertake Stage 2 work.

### **Decision**

Cabinet (1) noted the Stage 1 work carried out to date on strategic transport options for Ashbourne, as summarised in the body of the report, and authorised the Strategic Director – Economy, Transport and Environment to approve final versions of the report; (2) noted the progress made on related developments in and around Ashbourne; (3) agreed to “further appraisal” work being carried out at Stage 2 and that it be funded from existing budgets; (4) approved the suspension of land transactions involving County Council property relevant to the development of potential western bypass options; and (5) noted that a further report would be submitted to Cabinet following completion of the Stage 2 work.

#### **15. CHILDREN’S SERVICES CAPITAL PROGRAMME 2017-18 JOINT FUNDING INITIATIVE FOR SCHOOLS**

The Strategic Director – Children’s Services sought approval to a schedule of joint-funded projects submitted by schools as a charge on the budget approved in the 2017-18 Children’s Services Capital Programme.

### **Decision**

Cabinet approved grant funding to the joint-funded projects as detailed in the Appendix to the report, with funding being split equally between the schools and the Authority, resulting in a charge of £88,050 against the Children’s Services Capital Programme.

#### **16. CHILDREN’S SERVICES – OUTCOME OF THE CONSULTATION ON THE FUTURE OF PRIMARY EDUCATION IN WIRKSWORTH**

The Strategic Director – Children’s Services advised Cabinet of the responses to the Authority’s consultation into the future of primary education in Wirksworth.

### **Decision**

Cabinet noted the response to the consultation and approved (1) the de-notification of the Cromford Road site; (2) the notification of the Middle Peak site (adjacent to the main road with access off Middleton Road); and (3) the investigation of alternative sites for primary education in Wirksworth.

#### **17. CHILDREN’S SERVICES – PROPOSED ALTERATION OF THE LOWER AGE LIMIT OF BAMFORD PRIMARY SCHOOL**

The Strategic Director – Children’s Services:

- (1) advised Cabinet of the outcome of an initial consultation carried out by Bamford Primary School on a proposal to alter the school’s lower age limit from four years to three years so that it could offer nursery provision; and
- (2) sought approval of the publication by the Local Authority of a formal statutory proposal to lower the school’s age limit, as described above.

### **Decision**

Cabinet noted the response to the informal consultation carried out by Bamford Primary School and approved the publication by the Authority of a formal statutory proposal to lower the school’s age limit from four years to three years so that it could offer nursery provision.

### **18. PROCUREMENT OF THE DESIGN TEAM FOR A NEW CARE HOME DEVELOPMENT ON THE SITE OF BENNERLEY AVENUE, COTMANHAY**

The Strategic Director – Adult Care sought approval to undertake a procurement exercise for the provision of Architectural and Cost Consultancy Services for a new Council run Care Home for Older People in the Cotmanhay area with a view to obtaining planning approval and securing capital investment for the scheme.

### **Decision**

Cabinet (1) approved that a procurement exercise be undertaken for the provision of Architectural and Cost Consultancy Services for a new Council run Care Home for Older People in the Cotmanhay area with a view to obtaining planning approval and securing capital investment for the scheme; (2) approved that the procurement of the design team, including an option to design additional elements for inclusion on the Bennerley site if the need arises during the planning application process; (3) approved that any new development would be subject to further engagement with residents and their relatives at Hazelwood, Home for Older People; and (4) delegated approval to award the contracts for Architectural and Cost Consultancy Services to the Strategic Director for Adult Care due to the need to comply with the key milestones as set out in the report.

**17 May 2018**

**19. DERBYSHIRE AND DERBY CITY SCHOOLS LIBRARY SERVICE (SLS)**

The Strategic Director – Commissioning, Communities and Policy requested approval to close the Derbyshire and Derby City SLS on 31 July 2018; to decommission the service by 31 March 2019; to use any income raised from the sale of materials to cover the costs associated with the closure of SLS; to divide any surplus funding between Derbyshire County Council and Derby City Council pro rata; and for it to be used to develop children's services and activities within the Library and Museum Services.

**Decision**

Cabinet approved (1) the closure of the Derbyshire and Derby City SLS on 31 July 2018; (2) the decommissioning of the SLS service by 31 March 2019 (as outlined in Appendix 3 to the report); (3) that any income raised from the sale of materials is used to cover the costs associated with the closure of SLS; and (4) any surplus funding to be divided between Derbyshire County Council and Derby City Council pro rata to be used to develop children's services and activities within the Library and Museum Services.

**20. LOCAL GOVERNMENT SERVICES PAY AGREEMENT 2018-20**

The Strategic Director – Commissioning, Communities and Policy reported on the National Joint Council (NJC) for Local Government Services pay agreement for 2018-20 and the proposed review of the Derbyshire Pay Scales for implementation in 2019-20.

**Decision**

Cabinet noted (1) application of the Derbyshire Pay Scales as detailed in the body of the report and Appendix 2 from 1 April 2018; and (2) the review of the Derbyshire Pay Scales for implementation in 2019-20.

**21. URGENT DECISION TAKEN BY THE STRATEGIC DIRECTOR COMMISSIONING, COMMUNITIES AND POLICY - USE OF ESPO FRAMEWORK 271: VEHICLE HIRE – SELF DRIVE**

The Strategic Director – Economy, Transport and Environment reported on an urgent decision taken by the Strategic Director of Commissioning, Communities and Policy in accordance with the Council's Constitution to use the ESPO Framework 271: Vehicle Hire – Self Drive for a period of one year to meet the vehicle hire requirements of all



departments due to the current vehicle hire provider, TOM Vehicle Rental, going in to administration and ceasing to trade.

### **Decision**

Cabinet noted the report.

## **22. HOUSING INFRASTRUCTURE DELIVERY FOR BUXTON**

The Strategic Director – Economy, Transport and Environment sought approval to add a highway scheme to facilitate delivery of housing within Buxton, to the Capital Programme, funded by external grant.

### **Decision**

Cabinet (1) subject to entering into an appropriate funding agreement with High Peak Borough Council, approved the addition of a project to provide a new roundabout on the A6 north of Buxton, together with adjoining spurs as described in the report to the Capital Programme; (2) approved the continued support of Derbyshire County Council officers to facilitate the accelerated delivery of required infrastructure through provision of expertise and access to construction frameworks; and (3) authorised the Strategic Director Economy, Transport and Environment, advised by the Director of Legal Services, to enter into a Memorandum of Understanding with High Peak Borough Council over the recovery of costs incurred on design and construction of this scheme.

## **23. CLOWNE BRANCH LINE ERDF FUNDING AWARD**

Approval was sought to authorise the Strategic Director – Economy, Transport and Environment to accept a European Regional Development Fund (ERDF) grant funding award, on receipt of a formal Funding Agreement contract and to add this to the Capital Programme and to undertake a procurement exercise for the delivery of the project.

### **Decision**

Cabinet (1) authorised the Strategic Director - Economy, Transport and Environment to accept the European Regional Development Fund (ERDF) grant of £584,730 on receipt of a formal funding contract; (2) approved the addition of £584,730 ERDF grant funding to the Capital Programme 2017-18; (3) approved the virement of up to a total of £584,730 of match funding from the relevant Local Transport Plans to a dedicated project for the administration of ERDF eligible expenditure; and (4) approved that a procurement exercise be undertaken for the delivery of the Clowne Greenway Project which is identified as a named project with the approved 2017-18 Service Plan.

## 24. SOCIAL IMPACT BOND 'STEP DOWN' PROJECT

The Strategic Director – Children's Services sought Cabinet approval to proceed from the feasibility study to the Development Stage of a Step Down Social Impact Bond (SIB), subject to Life Chances Fund (LCF) approval of the feasibility study and a commitment by LCF to contribute outcome payments; and to undertake a procurement exercise to seek a specialist foster provider for children with disabilities

### **Decision**

Cabinet approved (1) to proceed from the feasibility study to the Development Stage of a Step Down Social Impact Bond (SIB), subject to Life Chances Fund (LCF) approval of the feasibility study and a commitment to contribute outcome payments; and (2) to undertake a procurement exercise to seek a specialist foster provider for children with disabilities.

## 25. CARE LEAVERS SUPPORT SERVICE CONSULTATION

The Strategic Director – Children's Services informed Cabinet of new guidance and legislation outlining the duties for Local Authorities to support Care Leavers. In addition, approval was sought to undertake consultation with children in care, care leavers and relevant stakeholders to inform the development of the care leaver's service.

### **Decision**

Cabinet (1) noted new guidance and legislation outlining the duties for Local Authorities to support care leavers; and (2) agreed that consultation takes place with children in care, care leavers and other stakeholders as set out in the report.

## 26. EAST MIDLANDS REGIONAL ADOPTION AGENCY (RAA)

The Strategic Director – Children's Services informed Cabinet of a Government initiative to regionalise adoption services and, in light of those requirements, sought approval for Derbyshire to share an adoption service with Derby City Council, Nottingham City Council and Nottinghamshire County Council.

### **Decision**

Cabinet noted the information regarding regionalisation, considered the work and analysis undertaken and agreed the recommendations below that;

(1) Derbyshire joins a shared regional adoption agency, D2N2 RAA, with Derby City Council, Nottingham City Council and Nottinghamshire County Councils; (2) Nottinghamshire County Council hosts the RAA on behalf of the other local authority partners; (3) subsequent decision-making for the ensuing model and business case, including approval for TUPE transfer if necessary, be delegated to the Strategic Director - Children's Services in consultation with the Cabinet Member for Young People, following consideration of a further report prepared by the strategic leads from each local authority; and (4) staff from each of the four local authorities who were in scope for the RAA be seconded or transferred by TUPE to the host local authority or D2N2 RAA.

### **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 and disorder, property, social value and transport considerations.

### **Background Papers**

Non-exempt Cabinet papers – 5 and 26 April and 17 May 2018.

### **RECOMMENDATION**

That the report be noted.

**Councillor B Lewis**  
**Leader of the Council**