

## **Council Cabinet Response to Scrutiny Recommendations**

### **SUMMARY**

- 1.1 This report outlines the recommendations made by the Corporate Scrutiny and Governance Board to Council Cabinet and Council Cabinet's responses to these recommendations. The relevant responses have been extracted (and condensed where appropriate) from the Council Cabinet Minutes and included in Section 4 of this report.

### **RECOMMENDATION**

- 2.1 To note the responses from Council Cabinet recorded in the Council Cabinet Minutes.

### **REASON FOR RECOMMENDATION**

- 3.1 To ensure that the Corporate Scrutiny and Governance Board receives a response from Council Cabinet to the recommendations made.

### **SUPPORTING INFORMATION**

#### **Council Cabinet Meeting of 08 February 2017 - Matters Referred**

##### **4.1 143/16 Recommendations from Corporate Scrutiny and Governance Board**

The Council Cabinet considered a report on Recommendations from Corporate Scrutiny and Governance Board. The Corporate Scrutiny and Governance Board met and discussed items contained within the Council Cabinet Agenda. The report enabled the views and recommendations resulting from these discussions to be formally shared with Council Cabinet. These were submitted to Council Cabinet as Appendix 2, prior to commencement of the meeting.

#### **Council Cabinet Decision**

To receive the report and consider the recommendations alongside the relevant report.

## **Council Cabinet Meeting of 08 February 2017 - Key Decisions**

### **4.2 144/16 Determined School Admission Arrangements for Derby City Maintained and Voluntary Controlled Schools 2018 – 2019**

The Corporate Scrutiny and Governance Board made no recommendations to Council Cabinet on this item.

### **4.3 145/16 Home to School Transport Assistance Policy Consultation**

The Corporate Scrutiny and Governance Board made no recommendations to Council Cabinet on this item.

### **4.4 146/16 Housing Benefit Overpayment Recovery Policy**

The Corporate Scrutiny and Governance Board requested an update on the policy and performance at the December 2017 or January 2018 meeting of the Board.

#### **Council Cabinet Decision**

1. To approve the Housing Benefit Overpayment Recovery Policy.
2. To delegate any future operational amendments to the Policy, including consequential amendments arising from changes to statutory or case law, to the Chief Executive following consultation with the Director of Finance and the Director of Governance.
3. *To note that the Corporate Scrutiny and Governance Board would receive an update on the policy and performance at the December 2017 or January 2018 meeting of the Board.*

### **4.5 147/16 Housing Related Support Programme**

The Corporate Scrutiny and Governance Board recommended Council Cabinet to ensure that there was an adequate and consistent level of support and care provided to the young people affected by the changes to the HRS.

#### **Council Cabinet Decision**

1. To note and consider the findings of the consultation process.
2. To approve the proposals for the future delivery of Housing Related Support services from April 2017. These proposals were as follows:
  - On the Council's behalf, Derby Homes would continue to support the delivery of the service provided by Refuge, and the support services at Milestone House and the Single Point of Entry. This would be as part of their Housing Options offer.
  - That Public Health to take over the commissioning and funding of Centenary House, the service being more focused on supporting people with complex alcohol and mental health issues.
  - The Office of the Police and Crime Commissioner to fund the High Risk Offender programme. Also to take on the lead commissioner role for a

combined City / County service.

- By April 2017, the Council would cease to fund the Young People Housing Related Support programme.

3. *To accept the recommendation of the Corporate Scrutiny and Governance Board to ensure that there is an adequate and consistent level of support and care provided to the young people affected by the changes to the HRS.*

#### 4.6 **148/16 Appropriate Adult Service**

The Corporate Scrutiny and Governance Board requested Council Cabinet to monitor the service to ensure appropriate scrutiny is in place and that the Council receives value for money.

##### **Council Cabinet Decision**

1. To approve the joint procurement with Derbyshire County Council, through the Office of the Police and Crime Commissioner, of a Derbyshire wide adults and children appropriate adult service.
2. To approve in principal the transfer of funding associated with the above as detailed in appendix 1 of the report.
3. To delegate oversight of the procurement process and transfer of funding to the Strategic Director for People services.
4. *To accept the recommendation of the Corporate Scrutiny and Governance Board that Council Cabinet monitor the service to ensure appropriate scrutiny is in place and that the Council receives value for money.*

#### 4.7 **149/16 Adult Social Care Fees and Charges 2017/18**

The Corporate Scrutiny and Governance Board made no recommendations to Council Cabinet on this item.

#### 4.8 **150/16 Purchase of Residential Scheme to Provide Affordable Housing Funded Through the HRA**

The Corporate Scrutiny and Governance Board recommended to Council Cabinet that these new acquisitions be ring fenced for disabled occupants if the demand is there when the properties become available.

##### **Council Cabinet Decision**

1. To agree the principle of acquiring the scheme off Burton Road detailed in the report funded through the HRA capital programme at the price not exceeding the formal (RICS approved) valuation.
2. To agree the principle of acquiring the scheme in Chaddesden detailed in the report funded through the HRA capital programme at the price not exceeding the formal (RICS approved) valuation.

3. To delegate authority to the Strategic Director for Communities and Place to enter into all necessary agreements required to secure the acquisition of the properties.
4. *To accept the recommendation of the Corporate Scrutiny and Governance Board to ring fence these new acquisitions for disabled occupants if the demand is there when the properties become available.*

#### 4.9 **Budget and Policy Framework**

##### **151/16 Housing Revenue Account Business Plan 2017/47**

The Corporate Scrutiny and Governance Board made no recommendations to Council Cabinet on this item.

##### **152/16 Quarter 3 Revenue Budget Monitoring 2016/17**

The Corporate Scrutiny and Governance Board made no recommendations to Council Cabinet on this item.

##### **153/16 Quarter 3 Capital Budget Monitoring 2016/17 – 2018/19**

The Corporate Scrutiny and Governance Board made no recommendations to Council Cabinet on this item.

##### **154/16 Revisions to the Discretionary Rate Relief Policy**

The Corporate Scrutiny and Governance Board made no recommendations to Council Cabinet on this item.

#### 4.10 **Performance**

##### **155/16 Performance monitoring 2016/17 – Quarter Three Results**

The Corporate Scrutiny and Governance Board recommended that Council Cabinet:

- Closely monitor the high levels of sickness absences amongst staff at monthly or bi-monthly meetings of Council Cabinet under the Performance items section:
- Note that the Corporate Scrutiny and Governance Board have requested a performance surgery on this issue to be undertaken once data is available from Quarter 1 of the next financial year;
- Further work is done to examine the quality and quantity of performance of ECHPs through the Quality Performance Framework and develop an ECHP Quality metric.

##### **Council Cabinet Decision**

1. To note the 2016/17 quarter three performance results.
2. To note the indicators highlighted in the Improvement Report at Appendix 3 of the report.
3. *To note the performance measures recommended for Corporate Scrutiny*

*and Governance Board at paragraph 4.20 of the report. To also note that Corporate Scrutiny and Governance Board reviewed performance on a regular basis and may select indicators for Performance Surgery on the basis of this report.*

*4. To accept the recommendation of the Corporate Scrutiny and Governance Board that Council Cabinet*

- Closely monitor the high levels of sickness absences amongst staff at monthly or bi-monthly meetings of Council Cabinet under the Performance items section:*
- Note that the Corporate Scrutiny and Governance Board have requested a performance surgery on this issue to be undertaken once data is available from Quarter 1 of the next financial year;*
- Further work is done to examine the quality and quantity of performance of ECHPs through the Quality Performance Framework and develop an ECHP Quality metric.*

**4.11 Contract and Financial Procedure Matters**

**156/16 Contract and Financial Procedure Matters**

The Corporate Scrutiny and Governance Board resolved to note the report and requested clarification on additional funding requested to deliver procurement for Education Health Care Plans.

**Council Cabinet Decision**

1. To approve waiving contract procedure rules by awarding a 12 month support and maintenance contract to Kana Software Ireland Limited, with an approximate value of £52,000, as detailed in section 4 of the report.
2. To approve the delivery of a procurement exercise and subsequent award for a contract with an estimated total value of £100,000, for the provision of approximately 1,500 Education Healthcare Plans, as detailed in section 5 of the report.
3. To approve a waiver to appoint Crowdfunder UK, with a maximum value of £45,000 over three years, as detailed in section 6 of the report.
4. To give delegated approval to the Strategic Director Communities and Place, following consultation with the Director of Finance, to bid for and subsequently accept funding from Joint Air Quality Unit (JAQU) for the additional work required in taking forward the scoping study requirements for Clean Air Zones, as detailed in section 7 of the report.
5. To approve the submission of an Expression on Interest to the Homes and Communities Agency in respect of its Accelerating Construction prospectus and to note that the submission of any funding bid and acceptance would be subject to a further report to Council Cabinet.
6. To note the Homes and Communities Agency's requirement that the Council

provide

*“assurance of the authority’s commitment, both executive and political leadership to the programme in terms of identification of LA /other public sector surplus sites; fast tracking planning requirements; to try innovative new approaches and work proactively with the HCA and an HCA procured developer/contractor to deliver in line with the programme delivery timetable”;*

and to provide an in principle commitment to work proactively with the HCA to deliver this programme subject always to a full report being considered by Council Cabinet when more details in relation to the scheme are known.

7. *To note that the Corporate Scrutiny and Governance Board had requested clarification on additional funding requested to deliver procurement for Education Health Care Plans.*

## OTHER OPTIONS CONSIDERED

5.1 None.

**This report has been approved by the following officers:**

<b>Legal officer</b>	N/A
<b>Financial officer</b>	N/A
<b>Human Resources officer</b>	N/A
<b>Service Director(s)</b>	N/A
<b>Other(s)</b>	David Walsh – Democratic Services Manager

  

<b>For more information contact:</b>	Clare Harrison 01332 643648 clare.harrison@derby.gov.uk
<b>Background papers:</b>	Council Cabinet Minutes and Reports 05 October 2016.
<b>List of appendices:</b>	Appendix 1 – Implications

<b>IMPLICATIONS</b>
---------------------

**Financial and Value for Money**

- 1.1 Costs associated with implementing the recommendations associated with this report would need to be determined by relevant officers following decisions made by Council Cabinet.

**Legal**

- 2.1 Rule OS23 of the Council's Constitution relate are relevant to this report in its final submissions to Council Cabinet. Rule OS23 states that the Council or Council Cabinet shall consider the report of the overview and scrutiny board within one month of it being submitted to the proper officer.
- 2.2 Legal implications associated with implementing the recommendations associated with this report would need to be determined by relevant officers following decisions made by Council Cabinet.

**Personnel**

- 3.1 Personnel implications associated with implementing the recommendations associated with this report would need to be determined by relevant officers following decisions made by Council Cabinet.

**IT**

- 4.1 IT implications associated with implementing the recommendations associated with this report would need to be determined by relevant officers following decisions made by Council Cabinet.

**Equalities Impact**

- 5.1 Effective scrutiny benefits all Derby people and the very nature of the Scrutiny Board's work means that equality issues are addressed.

**Health and Safety**

- 6.1 None directly arising from this report.

**Environmental Sustainability**

- 7.1 None directly arising from this report.

**Property and Asset Management**

- 8.1 Asset management and acquisition implications associated with implementing the recommendations associated with this report would need to be determined by relevant officers following decisions made by Council Cabinet.

**Risk Management**

- 9.1 Risks management implications associated with implementing the recommendations associated with this report would need to be determined by relevant officers following decisions made by Council Cabinet.

**Corporate objectives and priorities for change**

- 10.1 Our aim is to work together so that Derby and its people will enjoy a thriving sustainable economy, good health and well-being and an active cultural life.