

Time began: 6.00pm
Time ended: 6.55pm

COUNCIL CABINET
13 April 2016

Present Councillor Rawson (Chair)
 Councillors Bolton, Eldret, Hussain, Repton, Russell and
 Shanker

In attendance Councillors Graves, Holmes, Jackson and Skelton
 Christine Durrant – Strategic Director Communities and Place
 and Deputy Chief Executive
 Andy Smith – Strategic Director Peoples' Services
 Janie Berry – Director of Governance and Monitoring Officer
 Martyn Marples – Director of Finance
 Gordon Stirling – Director of Strategic Services and
 Organisational Development

190/15 Apologies

Apologies for absence were received from Councillor Afzal and Banwait.

191/15 Late Items

There were no late items.

192/15 Receipt of Petitions

There were no petitions received.

**193/15 Identification of Urgent Items to which Call In will not
 Apply**

There were no items.

194/15 Declarations of Interest

There were no declarations of interest

**195/15 Minutes of the meetings held on 9 and 16 March
 2016**

The minutes of the meetings held on 9 and 16 March 2016 were agreed as a correct record and signed by the Chair.

Matters Referred

196/15 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.

Decision

To receive the report and accept all the recommendations from the Corporate Scrutiny and Governance Board.

197/15 Recommendations from the Overview and Scrutiny Boards

The Council Cabinet considered a report on Recommendations from the Overview and Scrutiny Boards. The report outlined the recommendations made to Council Cabinet by the topic specific Overview and Scrutiny Boards as agreed by the Corporate Scrutiny and Governance Board on 15 March 2016.

The relevant recommendations from Overview and Scrutiny Boards could be found at Section 4 of the report.

Decision

1. To receive the report and consider recommendations from all Overview and Scrutiny Boards.
2. To consider and respond to the recommendations received from the Corporate Scrutiny and Governance Board.

198/15 Use of Agency Workers and Consultants

The Council Cabinet considered a report from the Supporting Derby's Workforce Board on the Use of Agency Workers and Consultants.

The Supporting Derby's Workforce Overview and Scrutiny Board resolved at its meeting of 27 July 2015 to conduct a topic review on the use of agency workers and consultants.

A final version of the Use of Agency Workers and Consultants Topic Review Report, including a list of recommendations and reasons for recommendations, was approved by members at the meeting of 7 March 2016.

The final report and recommendations could be found at Appendix 2 of the report. The report detailed the evidence gathered and the methodology used to conduct the review. Section 6 of the report set out the suggested recommendations for Council Cabinet to consider and respond.

The Council Cabinet also considered a report from the Cabinet Member for Jobs and Fair Employment setting out a response to the recommendations of the Supporting Derby's Workforce Board.

The Council launched the Employment Charter in May 2015, with ten principles. The Council's aspiration was to apply the principles in the Derby City Employment Charter to all directly employed staff at the Council and to staff working for companies that the Council had a business relationship with through procurement. Derby City Council also encouraged all employers across Derby to adopt the Charter as best practice.

In order to deliver the principles in the Charter, an Employment Commission was established, with Members, officers and Trade Union Representatives. A substantial action plan had been developed, as a result of the work of the Commission. Significant progress had been made already, in delivering the action plan. This would continue.

Specifically within the Charter were the following commitments:-

1. We will work to minimise the use of agency workers and ensure agencies we engage use professional methods and follow fair employment practices.
2. We will strive to be as self-sufficient as possible and minimise the usage of external consultants by developing the skills and capacity of our own employees. We will seek value for money when using consultants whilst ensuring that they also follow fair employment practices.

The Overview and Scrutiny Board (OSB) chose to concentrate on those two principles for consideration and discussion. These were the subject of a separate report to Council Cabinet.

The Corporate Scrutiny and Governance Board agreed the Topic Review recommendations to be presented to Council Cabinet.

Decision

1. To receive the report and consider the recommendations from the Supporting Derby's Workforce Topic Review.
2. To agree to report back to the Board with a response to the review recommendations and inform the Board of any actions the Council Cabinet proposes to take in relation to the Board's recommendations.

3. To note the information in the report and support the work of the Employment Commission to deliver the Employment Charter.

Key Decision

199/15 Adult Learning Service Course Fees 2016/17

The Council Cabinet considered a report Adult Learning Service Course Fees 2016/17. Learners on Derby City Council's adult learning courses were required to pay course fees. The course fee structure was based on learners' ability to pay according to their income and the level of subsidy received from the Skills Funding Agency.

The course fee rates for all Adult Education budget courses were to be decided by Council Cabinet.

The Skills Funding Agency funding model had changed for the 2016/17 academic year with the former Adult Skills and Community Learning budgets combined to form a single Adult Education Budget. However, the funding mechanisms would not be changed during the 2016/17 year. The former Adult Skills funding was paid at rates per individual learner and was standardised for all providers. The former Community Learning allocation was paid as a block grant to the city council.

The funding of provision that was formerly classed as Adult Skills budget would continue to be formula funded and the eligibility for fee remission would be determined by the Skills Funding Agency.

Derby City Council's Adult Education Budget funding allocation for 2016/17 was £2,732,870.

The Corporate Scrutiny and Governance Board supported the recommendations set out in the report and commended the work of the Adult Learning Service.

Options Considered

1. To increase all course fees. This could lead to an overall reduction in income as learner numbers may decrease.
2. To reduce the number and range of courses offered in order to reduce the overall running costs of the service. This could lead to a reduction in choice and opportunity for Derby residents.
3. To introduce a course fee subsidy from council funding. This option had not been recommended due to current Council budget pressures.

Decision

1. To approve an amended fee structure for the 2016/17 academic year from 1 August 2016 to 31 July 2017.

2. To delegate responsibility to the Strategic Director of People's Services following consultation with the Cabinet Member for Education and Skills to adjust the proposed course fee rates if the 2016/17 allocation of Skills Funding Agency funding is significantly changed during the academic year.

Reasons

1. The increased revenue from course fees would supplement the Adult Learning Service budget to enable it to maintain the current level of provision.
2. The fees and concessions proposed supported the objectives for Community Learning which were to:
 - Focus public funding on people who were disadvantaged and least likely to participate and people on low incomes with low skills
 - Collect fee income from people who could afford to pay and use where possible to extend provision to those who could not
3. Those learners who were unemployed and/or in receipt of benefits would not be affected by the course fee increases to qualification courses because they were fully funded by the Skills Funding Agency.

Budget and Policy Framework

200/15 Delivering Differently Programme

The Council Cabinet considered a report on Delivering Differently Programme. The report set out details of the Council's new programme 'Delivering Differently'. Over the next three years the Council has to deliver £45m of savings. In addition to delivering the budget savings already agreed, the programme would support services to develop and implement new and innovative service delivery models with the aim of creating a modern, flexible and resilient Council.

The Corporate Scrutiny and Governance Board supported the recommendations set out in the report and requested a further report on the whole range of projects to be presented to a future Overview and Scrutiny Board meeting.

Decision

1. To approve the three programme themes and five building blocks as detailed in paragraphs 4.3 and 4.4 of the report and note their links to the overall delivery of the eight priority outcomes outlined in the Council Plan (Appendix 2) of the report.
2. To approve that a Delivering Differently Strategic Board should be established, chaired by the Leader of the Council, to provide strategic vision and direction as well as monitor the delivery of the programme.
3. To approve the merging of the corporate transformation and e-services

reserves into the Delivering Differently Reserve and to delegate the allocation of this reserve to the Chief Executive following consultation with the Leader of the Council.

4. To note that further reports on a whole range of projects would be presented to a future Overview and Scrutiny Board.

Contract and Financial Procedure Matters

201/15 Contract and Financial Procedure Matters

The Council Cabinet considered a report on Contract and Financial Procedure Matters. The report dealt with the following items that required reporting to and approval by Council Cabinet under Contract and Financial Procedure rules:

- Bidding for and award of grant
- Disposal of assets
- Transfer to, and use of, revenue reserves
- Approval of lease
- Approval of Arts grants to external bodies
- 2015/16 Neighbourhood Board Funding

The Corporate Scrutiny and Governance Board supported the recommendation set out in the report.

Decision

1. To approve the development and submission of a bid to the Department for Transport (DfT) for up to £2.5m of revenue funding for 2016/17 and 2017/18 of which Derby City Council estimates to receive up to £900k (Paragraphs 4.1 to 4.4) of the report.
2. To delegate approval to the Strategic Director of Communities and Place to accept offer from DfT for Sustainable Travel revenue funding, subject to acceptable grant conditions (Paragraphs 4.1 to 4.4) of the report.
3. To approve the addition of two assets, as set out in Appendix 2, to the Disposals Programme Schedule (paragraphs 4.5 to 4.8) of the report.
4. To approve the transfer of revenue contributions, received as section 106 and spanning multiple years, to revenue reserves and to approve the subsequent use of funding in line with the agreement (paragraphs 4.9 to 4.10) of the report.
5. To approve up to a 25 year full repairing lease on the building and a management agreement for the open space at Chellaston Park with Snelsmoor Leisure Ltd (the company set up by Chellaston Boys and Girls Football Club) (paragraphs 4.11 to 4.17) of the report.
6. To approve plans to keep the Chesapeake Community Centre open under

management of the Parks team until 30 September 2016 for existing user groups (paragraphs 4.18 to 4.26) of the report.

7. To carry out an Expression of Interest process to determine whether there were any viable groups willing to manage and lease the Centre from the Council, and to delegate approval to award the lease to the Strategic Director of Communities and Place (paragraphs 4.18 to 4.26) of the report.
8. To approve that the Centre be closed in October 2016 and identified as surplus should the EoI process not secure a suitable group to manage and lease it from the Council (paragraphs 4.18 to 4.26) of the report.
9. To approve the allocations of Arts grants (paragraphs 4.27 to 4.31) of the report.
10. To approve that any Neighbourhood Board funding committed to projects in 2015/16, but where the project had not been completed during that year, be carried forward into 2016/17 to enable those projects to be completed.

202/15 D2N2 European Structural and Investment Fund 2014 – 2020

The Council Cabinet considered a report on D2N2 Structural and Investment Fund 2014 – 2020. The EU Structural Investment Funding Strategy 2014-2020 (ESIF) Programme promoted sustainable economic growth and would be delivered through the D2N2 Local Economic Partnership (LEP). The ESIF Programme had been operating for just over a year with the first calls issued in March 2015.

The next phase of open calls for European Regional Development Fund (ERDF) and the first European Social Fund (ESF) open calls and opt-in specifications were expected to be issued during April, May and June 2016. The Council had been working with partners to develop collaborative proposals to respond to ESIF calls.

Decision

1. To agree for officers to continue to work with partners to develop collaborative bids for the ERDF calls and submit Expressions of Interests to meet deadlines.
2. To agree for officers to continue to work with partners to develop collaborative bids for ESF open calls and opt-in specifications to meet deadlines.
3. To delegate to the Strategic Director of Communities and Place and the Director of Finance following consultation with the Cabinet Member for Communities and City Centre Regeneration, the agreement of the final ERDF and ESF Expressions of Interests and bids.

MINUTES END