

Time began: 4.00pm  
Time ended: 5.05pm

## **COUNCIL CABINET**

### **14 September 2022**

Present	Councillor Poulter (Chair) Councillors Barker, Eyre, Smale Webb and Williams
In attendance	Councillors AW Graves, Martin, Repton, Shanker and Skelton Paul Simpson – Chief Executive Rachel North – Strategic Director of Communities and Place Simon Riley – Strategic Director of Corporate Resources Emily Feenan – Director of Legal, Procurement and Democratic Services Suanne Lim – Director of Early Help and Children's Social Care Perveez Sadiq – Director of Adult Social Care Services

This record of decisions was published on 16 September 2022. The key decisions set out in this record will come into force and may be implemented on the expiry of five clear days unless a key decision is called in.

### **61/22      Apologies**

Apologies for absence were received from Councillors Hassall and J Pearce.

### **62/22      Late Items**

In accordance with Section 100(B) (4) of the Local Government Act 1972, the Chair agreed to admit the following late item on the grounds that it should be considered as a matter of urgency

- **D2N2 Joint Contracting Arrangement – D2N2 Supported Accommodation Framework for 16 / 17 Years Old (Housing Framework) - Amendment**  
To approve the period of the D2N2 Joint Contracting Arrangements for a maximum of 10 years.

### **63/22      Receipt of Petitions**

There were no petitions.

### **64/22      Identification of Urgent Items to which Call In will not apply**

The following item needed to be implemented immediately and therefore been exempted from call-in on the grounds of urgency.

**Item 2 – D2N2 Joint Contracting Arrangement – D2N2 Supported Accommodation Framework for 16 / 17 Years Old (Housing Framework) – Amendment (minute no 71/22)**

The reason for urgency was that the other local authorities in the framework wished to have a 10 year contract rather than a 4 year contract. The contract was due to be awarded imminently and therefore needed to be considered at this meeting.

The Chair of the Executive Scrutiny Board had agreed the matter could be treated as an urgent item and therefore not subject to call-in.

**65/22      Declarations of Interest**

There were no declarations of interest.

**66/22      Minutes of the meeting held on 3 August 2022**

The minutes of the meeting held on 3 August were agreed as a correct record.

**Matters Referred**

**67/22      Recommendations from the Executive Scrutiny Board**

The Council Cabinet considered a report on Recommendations from the Executive Scrutiny Board. The Executive Scrutiny 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 1, prior to commencement of the meeting.

**Decision**

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

**68/22      Recommendation from the Communities Board – National Bus Strategy**

The Council Cabinet considered minute extract 05/22 from the Communities Board held on 11 July 2022 – National Bus Strategy – Derby Update.

The Board requested that Council Cabinet be encouraged to hold a full bus network review as soon as possible so that a better bus service is provided to Derby's communities.

The Executive Scrutiny Board felt that words were not enough and that Council Cabinet fully acts on the motion passed at the last Council meeting regarding bus services in the city.

### **Decision**

1. To note the recommendation from the Communities Board.
2. To note the recommendation from the Executive Scrutiny Board.

## **69/22 Recommendation from the Communities Board – Bereavement Services Plan**

The Council Cabinet considered minute extract 08/22 from the Communities Board held on 11 July 2022 – Bereavement Services Plan

The Board requested that Council Cabinet be encouraged to build a modern crematorium to provide the best service to the people of Derby and beyond.

The Executive Scrutiny Board noted the report.

### **Decision**

To note the recommendation from the Communities Board.

## **70/22 Topic Review – Protecting Care Home Residents and Staff**

The Council Cabinet considered a topic review report from the Adults and Health Scrutiny Board – Protecting Care Home Residents and Staff.

The Executive Scrutiny Board noted the report.

### **Decision**

1. To receive the report
2. To prepare and publish a response to the board within two months, indicating what if any action the Council Cabinet proposes to take.
3. To prepare and publish a response to the 11 recommendations set out in the report within two months.

## Key Decisions

### 71/22 D2N2 Joint Contracting Arrangement – D2N2 Supported Accommodation Framework for 16 /17 years old (Housing Framework) - Amendment

The Council Cabinet considered a report which sought amendment to a previous Council Cabinet report which was considered and approved, on 8 September 2021, to establish a new collaborative contracting arrangement with neighbouring Local Authorities for Supported Accommodation placements. This was for the provision of support and accommodation for young people aged 16/17 years old, through a D2N2 Supported Accommodation Framework.

The specific recommendation on which amendment was proposed was (recommendation 2.3) detailed below:

- To note the period of the D2N2 Joint Contracting Arrangement is for a maximum of 4 years, with a contract value of £1.5m per annum.

A link to the previous Cabinet report was included in Appendix 1 to the report.

Derby City Council, Derbyshire County Council, Nottingham City Council and Nottinghamshire County Council (D2N2) have worked collaboratively to commission a new suite of contracts to meet the requirements for local Supported Accommodation placements for 16/17 year olds, which is being led by Derby City Council.

Following continued collaboration and on-going development work with the D2N2 Local Authorities, all four Local Authorities were in agreement, that to ensure high quality provision, stability and forward planning for our young people, it was important to establish this contract from the outset for a maximum of 10 years, as opposed to a maximum of 4 years previously reported. This also helped ensure value for money over a longer contract period, which providers support.

The Executive Scrutiny Board noted the report.

#### **Options considered**

Remain with the maximum 4 years contract term as previously approved by Cabinet, which may risk dis-engagement by the D2N2 partners, as this is not their preferred option.

#### **Decision**

To approve the period of the D2N2 Joint Contracting Arrangement for a maximum of 10 years, with a contract value of £1.5m per annum.

## Reasons

1. A joint procurement allowed access to the wider market, learning and best practise, sharing of resource and would enable the undertaking of larger procurements required to meet the needs of our young people, including a mix of accommodation and support types. Success of this approach had been evidenced through D2N2 external foster and residential contracts established February 2020.
2. This was to ensure high quality provision, stability for our young people and our regional partners over a longer period, delivering continued local sufficiency of contracted safe and suitable supported accommodation (Sufficiency Duty) and provide value for money.
3. Supported Accommodation was heavily utilised; semi-independent placements were required to ensure safe and sufficient provision for our vulnerable young people and to prevent the use of Bed and Breakfast provisions for 16/17 year olds. The Council had a statutory duty to Looked After Children as a corporate parent, and to children who were homeless, to provide sufficient local accommodation. There was a Sufficiency Duty as part of the Children's Act 2004, and the Southwark Judgement. Supported Accommodation also reduced the risk for vulnerable young people being at risk of exploitation.
4. Since January 2021 the D2N2 Supported Accommodation Operational Group had met at least monthly to review current and forecasted demand, and to consult on the scope and structure of the proposed contracting arrangements. This followed an annual review and consultation exercise across D2N2 during 2021/22, where D2N2 partners outlined that the contract length should be set at a maximum of 10 years.

## 72/22      Family Hubs and Start of Life Programme

The Council Cabinet considered a report which sought approval to accept funding and use of an initial allocation from the Department for Education (DFE) and the Department of Health and Social Care of amounts between £3,493,000 and £3,630,000 over a three-year span to deliver the Family Hubs Project.

The report also sought approval to a flexible procurement approach of direct purchases and staffing recruitment to develop and implement the project as prescribed in the terms and conditions of the Family Hubs Project.

The report sought approval the transfer of any underspends at the end of each of the 3 years into an ear marked reserve to prevent a possibility that there may be a claw back of unspent funds.

The Executive Scrutiny Board noted the report.

## **Options Considered**

1. The Family Hub project was a comprehensive project that must be delivered as per the terms in its entirety. It was not an option to choose which aspects of the development we deliver. It must be delivered in its entirety.
2. To not accept the grant and not deliver the Family Hub model.

## **Decision**

1. To approve acceptance of the grant of £3,493,000 funding over the next 3 years, 2022/23 – 2024/25 from Department for Education and use of funds as determined by the terms and conditions of the project as set out in the supporting documentation.
2. To delegate authority to the Strategic Director of Peoples Services, following consultation with the Strategic Director of Resources and the Cabinet Member for Children and Young People and Skills, to apply the funding in accordance with the terms and conditions of the project as set out in the supporting documentation. including the approval of any unspent funds at the end of the 3 financial years.
3. To comply with the project conditions to enhance the delivery and support to families 0-19 (0-25) for SEND via the Family Hubs network across the city.

## **Reasons**

1. The Family Hubs project was an exciting opportunity to consolidate all the good work already happening in the city in respect of Targeted Early Help with some opportunities to expand further.
2. It would support the vision to offer the right support at the right time for families from pre-natal right through to adulthood.
3. There was no expectation of a requirement to match funds, however Derby City Council must comply with the funding conditions as determined within the funding agreement.

## **73/22 Eastern Gateway Funding Arrangements**

The Council Cabinet considered a report which gave an update on the Eastern Gateway project which was to be supported through Future High Streets Fund, delivered by the owners of the Derbion Centre and would create a new public boulevard and a new convenience food store in a priority city centre location.

The report outlined changes required to the public sector financial support required to deliver this project and sought approval for the final proposed funding arrangements, capital grant increase and changes to the capital programme.

The Executive Scrutiny Board noted the report.

## **Options Considered**

The Council's commercial property advisers had considered the development appraisal and cost gap increase resulting from significant inflation in construction costs. Several options had been explored and a preferred option identified, outlined in the confidential report which appears later on the agenda for the meeting.

## **Decision**

1. To note the content of the report.
2. To approve the new funding arrangements for the Eastern Gateway project, including the grant terms, delegation to negotiate and enter into the conditional grant agreement and the associated capital programme changes, as set out in the confidential report.

## **Reasons**

1. Due to significant inflation in construction costs, the estimated scheme costs had increased. In order to proceed with the scheme, changes were required to the public sector financial support, subject to necessary approvals as set out in the confidential report.
2. To ensure delivery of the Eastern Gateway project and fulfil the requirements of the Future High Street Fund funding award and associated business case.
3. A key component to the recovery of the city centre was the rationalisation of retail space and creation of a high-quality environment. Supporting this project would transform this key gateway and significantly improve the environment to better connect the area with the rest of the city centre.
4. The changes to the budget and funding on the Council's Capital Programme and the grants to the external body both required approval by Council Cabinet to comply with the Council's Contract and Financial Procedure Rules.

## **74/22      Compulsory Purchase of Empty Homes**

The Council Cabinet considered a report which sought approval to initiate compulsory purchase proceedings in relation to 4 long-term vacant properties, where the owners had not sufficiently demonstrated that they would be occupied in the near future.

The Council's Empty Homes Strategy aimed to facilitate the renovation and re-occupation of vacant dwellings; thereby contributing towards meeting local housing demand. The actions would also help tackle any anti-social and environmental nuisance that neglected properties could present. The re-use of these homes would contribute towards the Council's New Homes Bonus income under the Government's current rules.

Where owners could not be traced or were unwilling/unable to bring a property into use, there was a compelling case in the public interest for the Council to take enforcement action to achieve the aims of the strategy.

Compulsory purchase could return problematic empty homes to useful housing stock.

The Executive Scrutiny Board noted the report.

### **Options Considered**

1. Do nothing. This was not considered appropriate. The properties would remain a waste of potentially good housing and increasingly blight their respective neighbourhoods.
2. Enforced sale. There were currently no relevant property-based financial charges registered against the properties that would facilitate this option.
3. Empty Dwelling Management Orders. These involved the return of the properties to the original owner in the longer term. As the owners had failed to bring these empty homes into beneficial use a permanent change of ownership was considered to be most beneficial to the public interest.
4. Other enforcement powers. The local authority has powers to deal with structural danger, nuisance or other environmental problems. These alone were piecemeal and reactive in nature and do not provide a long-term strategic solution for these long-term empty homes.

### **Decision**

1. To authorise the making of Compulsory Purchase Orders under the Acquisition of Land Act 1981(pursuant to the power under section 17 of the Housing Act 1985) for the acquisition of the houses, together with the associated land, as identified in Appendix 1 for the purposes of their renovation and reoccupation as housing accommodation.
2. To authorise the Strategic Director of Communities and Place, following consultation with the Cabinet Member for Adults, Health and Housing, the Director of Legal, Procurement and Democratic Services and Monitoring Officer and the Director of Financial Services to:
  - i. take all necessary steps to secure the making, confirmation and implementation of the Compulsory Purchase Orders;
  - ii. acquire the legal interests in the properties, whether by voluntary agreement or compulsorily using statutory powers set out in the preceding paragraph;



- iii. dispose of the properties in accordance with the proposals set out in this report; apply financial procedure rules regarding acquisition and disposal of property;
- iv. suspend or abandon the compulsory purchase order proceedings, or withdraw an order, in relation to any particular property on being satisfied that the subject dwelling will be satisfactorily renovated and re-occupied voluntarily;
- v. take necessary action to deal with all matters relating to the payment of statutory compensation including, where required, instituting or defending related proceedings;
- vi. take all other necessary action to give effect to these recommendations.

## Reasons

1. The properties identified in Appendix 1 (this exempt appendix appears later in the agenda) had been vacant for a number of years and all reasonable options open to the Council to encourage the respective owners to voluntarily bring them back into use have proven unproductive.
2. Restoring the houses to the useful housing stock would contribute to meeting the increasing housing needs in Derby.
3. The risk of common problems associated with empty buildings such as trespass, vandalism, fly tipping or anti-social activities would be reduced.

## Budget and Policy Framework

### 75/22 Draft – 2022/23 Quarter 1 Financial Monitoring

The Council Cabinet considered a report which summarised the Council's forecasted financial outturn position as at 30 June 2022.

#### Summary

- a) Revenue budget:** The Council was currently forecasting a pressure of £14.645m against the base budget of £262.4m. This was being mitigated in the first instance by the £1.2m Pay and Inflation reserve established at 2021/22 out-turn to fund anticipated emerging pressures, the remainder of the COVID reserve £2.265m and additional IBCF inflation of £0.354m that had been recently announced. The net forecast overspend was therefore, £10.826m.

Further mitigations would be outlined as the year progressed and interventions including continued focus on spending panels, including spending moratoriums would help ensure the Council delivers a balanced position.

Within this forecast was the expectation that £11.165m savings would be delivered against a target of £13.168m which was included within the 2022/23 budget approved by Council. This was an estimated shortfall of £2.003m.

Further work was ongoing to refine this position and outline any mitigations including alternative savings that could be identified to improve this position throughout the financial year.

- b) Capital budget:** Capital expenditure to date was £7.291m and our forecast was estimated at £227.662m against an approved capital budget of £195.220m.
- c) Reserves:** The General Reserve balance remained at £8.933m and our Earmarked Reserves including the budget risk reserve had a future years' forecast balance of £7.587m after taking account of the current forecast overspend of £10.426m. The Council would continue to seek to reduce the in-year overspend and would review the level and need for specific earmarked reserves as part of the budget monitoring process.
- d) Dedicated Schools Grant (DSG):** The total grant of £285.803m had been allocated to schools and retained educational services. There was an overspend forecast for 2022/23 on the High Needs Block of the DSG of £4m taking the cumulative deficit to £5.4m.
- e) Collection Fund:** Council Tax billed for the 2022/23 financial year was £138.04m of which £38.128m or 27.52% had been collected. Business Rates billed for the 2022/23 financial year is £90.62m of which £24.681m or 27.17% had been collected.
- f) Housing Revenue Account (HRA):** The full year forecast projected a planned use of the HRA reserve of £2.702m.

Further analysis and explanations of key variances was provided in section 4.1 of the report.

The summary 2022/23 revenue budget variance table was set out in paragraph 1.3 of the report.

The Executive Scrutiny Board resolved that whilst acknowledging the following requests that the council has made to Simon Clarke and the Department for Levelling Up, Housing and Communities:

(a) Supporting Councils in funding high inflationary pressures such as pay and energy for 2022/23 and 2023/24. This is essential for our financial sustainability and ability to plan our Medium-Term Financial Strategy. There are distributional impacts across the local government sector and therefore we would suggest using the formula utilized in awarding COVID grants would allow quick distribution of any additional funds;

(b) Ensuring that the indicative spending control totals for 2023/24 and 2024/25 are not negatively impacted by inflation on the GDP Deflator. Given, the macro-

economic climate we request the Resources DEL to be increased to ensure real term increases in Government funding;

(c) Smoothing the impact of likely shortfalls in respect of collection funds over a few years, utilizing the methodology implemented in response to the Covid pandemic. Without this flexibility Councils will need to account for deficits in the following year widening and exacerbating forecast budget gaps for 2023/24 and beyond;

(d) Target additional grant allocations to support the most vulnerable who are suffering increased hardship linked to cost of living. This could be allocated through the existing frameworks and reporting mechanisms for the Household Support Fund;

(e) The national representations made by the LGA in response to the spending review process which is forecasting a multi-billion-pound gap; and

(f) Ensuring that new burdens, for example Adult Social Care reforms are fully funded and do not lead to increased financial pressures at this time;

The Executive Scrutiny Board resolved to agree that Council Cabinet should urgently meet with senior Government ministers and officials regarding the severe financial situation Derby is experiencing and the help required to address the shortfall and balance the budget in order to protect vital services and jobs this city values and relies upon.

## **Decision**

### **1. To note:**

- a) The revenue projected outturn and key budget variances set out in the report in section 4.1 with the detailed analysis in Appendix 1 and the savings to be delivered in the year in section 4.3 of the report.
- b) The Council's reserves position, as set out in section 4.4 and Appendix 2 of the report.
- c) The capital programme forecast, and actual capital expenditure incurred during the quarter summarised in section 4.5 and Appendix 3 of the report.
- d) The Changes already approved under scheme of delegation to the capital programme detailed in Appendix 4 of the report.
- e) The forecast Dedicated Schools Grant position summarised in section 4.6 of the report.
- f) The Council Tax and Business Rates Collection performance as set out in section 4.7 of the report.

- g) The Housing Revenue Account performance and projected outturn as set out in section 4.8 of the report.
2. To approve changes to the 2022/23 - 2023/24 capital programme outlined in section 4.5 and detailed in Appendix 5 of the report.
3. To note the recommendation for the Executive Scrutiny Board because this was already being done.

## **76/22      Flexible Use of Capital Receipts Strategy – Update and Further Allocation**

The Council Cabinet considered a report which set out an update on the use of Flexible Capital receipts for Transformation Purposes and outline of the continuing strategy.

The Executive Scrutiny Board noted the report.

### **Decision**

1. To recommend Council to approve the use of capital receipts of £2.065m, for transformation purposes as outlined in section 4.1 of the report.
2. To note the use to date, associated savings and remaining profiled allocation for the initial allocation of £2m flexible capital receipts outlined in section 4.1.1 and 4.1.2 of the report.
3. To note the proposed use of the further allocation of £1.5m and the re-purposed allocation of £0.565m (totalling £2.065m) for 2022/23 flexible capital receipts strategy outlined in section 4.2 and 4.3 of the report.
4. To approve delegated authority to the Strategic Director of Corporate Resources, to finalise the detailed allocation and reprioritisation of the receipts in line with the projects outlined.

## **Contract and Financial Procedure Matters**

### **77/22      Compliance with Contract and Financial Procedure Rules**

The Council Cabinet considered a report which dealt with the following items which required reporting to and approval by Council Cabinet under the Contract and Financial Procedure Rules.

- Public Health – to approve acceptance of funding for Derby City to implement the Individual Placement and Support (IPS) employment support in community drug and alcohol treatment services programme.

- Public Health - to delegate authority to enter into all necessary contracts and agreements associated with this additional ring-fenced funding.
- Contract Waiver - extension of a contract with Water Plus Group Ltd to continue their provision of water, wastewater and ancillary services to the Council's property portfolio.
- Smartparc capital grant – to increase the total grant award to up to £17.31m with future grant award agreements to be entered into with SmartParc SEGRO Spondon Ltd.
- Capital programme - addition of £0.148m to the capital programme for the City Living Fund and the use of the fund to award grants to Inventure Properties Ltd and Sadler Gate Co Ltd.

The Executive Scrutiny Board noted the report.

## **Decision**

1. To approve Public Health acceptance of additional ring-fenced substance misuse funding for Derby City to implement the Individual Placement and Support (IPS) employment support in community drug and alcohol treatment services programme as outlined in section 4.1 of the report.
2. To approve delegated authority to the Director of Public Health following consultation with the Strategic Director of Corporate Resources and the Strategic Director of People Services, and the Cabinet Member for Adults Health and Housing to enter into all necessary contracts and agreements associated with this additional Public Health ring-fenced substance misuse funding as outlined in section 4.1 of the report.
3. To approve the contract waiver for a one-year extension on the existing contract with Water Plus Group Ltd, to continue their provision of water, wastewater and ancillary services to the Council's property portfolio as outlined in section 4.2 of the report.
4. To approve an increase to the Smartparc total capital grant award(s) from up to £17.25m to a value of up to £17.31m, with the balance of future grant award agreement(s) of up to £5.38m to be entered into with SmartParc SEGRO Spondon Limited as outlined in section 4.3 of the report.
5. To approve increasing the existing delegated approval for Smartparc capital grant award(s) given under delegation from up to £17.07m to a value of up to £17.13m as outlined in section 4.3 of the report.
6. To approve the addition of the City Living Fund of £0.148m to the 2022/23 capital programme as outlined in section 4.4 of the report.
7. To approve the use of the City Living Fund capital receipts from the previously decommissioned City Living Scheme to fund the award of grants

of £0.125m to Inventure Properties Ltd and £0.023m to the Sadler gate Co Ltd as outlined in section 4.4 of the report.

## Performance

### 78/22      2022/23 Quarter 1 Performance

The Council Cabinet considered a report which stated that the Council Plan 2022-2025 was approved by Council Cabinet in February 2022, with the supporting annual delivery plan for 2022/23 approved in July 2022.

This report presented an update on progress with the delivery of priority projects aligned to the Council Plan 2022-2025, as at the end of June 2022, alongside current strategic risks.

Targets for appropriate performance measures contained within the annual delivery plan were also presented for approval.

The Executive Scrutiny Board noted the report.

#### **Decision**

1. To note the current progress in the delivery of priority projects (Appendix 1 of the report).
2. To note the latest strategic risks, paying particular attention to changes in risk scores and the identification of new risks (Appendix 1 of the report).
3. To approve the targets proposed for the measures contained within the Council Delivery Plan 2022/23 (Appendix 2 of the report), noting these would be subject to further review at the end of quarter 2.
4. To note that monitoring of the full Council Delivery Plan 2022/23 would commence at the end of Quarter 2, as flagged within the Council Delivery Plan report approved in July 2022.

## Other

### 79/22      Mental Health, Neurodiversity and Learning Disability Alliance Partnership

The Council Cabinet considered a report which set out details of the Mental Health, Neurodiversity and Learning Disability Alliance Partnership.

The report sought approval of the partnership agreement.

The Executive Scrutiny Board noted the report.

## **Decision**

1. To note and approve the Mental Health, Neurodiversity and Learning Disability Alliance partnership agreement.
2. To delegate authority to the Strategic Director of People Services following consultation with the Cabinet Member for Adults, Health and Housing to sign off the partnership agreement on behalf of the Council.

## **80/22 Exclusion of Press and Public**

**Resolved that under Section 100(A) of the Local Government Act 1972, the press and public be excluded from the meeting during discussion of the following items on the grounds that they involved the likely disclosure of exempt information as defined in paragraph 3 of Part 1 of Schedule 12A of the Act and that the public interest in maintaining the exemption outweighs the public interest in disclosing the information.**

## **Key Decisions**

### **81/22 Compulsory Purchase of Empty Homes**

The Council Cabinet considered exempt information in relation to the compulsory purchase on empty homes.

The Executive Scrutiny Board noted the report.

### **82/22 Eastern Gateway Funding Agreement**

The Council Cabinet considered a report which set out an update on the Eastern Gateway project which was to be supported through Future High Streets Fund, delivered by Cale Street as owners of the Derbion Centre and would create a new public boulevard and a new convenience food store in a priority city centre location.

The report outlined changes required to the public sector financial support required to deliver this project and sought approval for the final proposed funding arrangements, capital grant increase and changes to the capital programme.

The Executive Scrutiny Board noted the report.

## **Options Considered**

These were set out in paragraph 6.1 of the report.

## **Decision**

To approve the recommendations set out in paragraphs 2.1 to 2.5 of the report.

## **Reasons**

These were set out in paragraphs 3.1 to 3.4 of the report.

### **83/22 Special Educational Needs and Disabilities (SEND) – High Needs Transformation Programme**

The Council Cabinet considered a report which sought approval to enter a contract for up to 12 months with a specialist consultancy to support the Council's High Needs Transformation Programme for Children and Young People with Specialist Educational Needs.

The report detailed the strategic context necessitating external support and the key outcomes delivered to date and for the future.

The Executive Scrutiny Board noted the report.

## **Options Considered**

1. Do Nothing: The report detailed the significant financial implications of doing nothing. This option would also result in reactive unplanned spend and interventions that would be sub-optimal for children and young people and the financial impact on the Dedicated Schools Grant.
2. Transformation Programme without external support: This option would lead to a significantly slower pace of transformation. The Council currently did not have the resilience or expertise to implement the transformation programme at pace by itself. Not appointing external support would lead to material increase in demand and costs as interventions, systems, processes and system engagement were not embedded.

## **Decision**

1. To approve the award of a further contract to Impower for a period of up to 12 months to be funded from the Dedicated Schools Grant.
2. To delegate to the Strategic Director of People Served following consultation with the Strategic Director of Corporate Resources and the Cabinet Member for Children, Young People and Skills the award of the contract and subsequent amendments from the quarterly review and monitoring process.

## **Reasons**

1. To support the Council in proactively managing SEND commissioning, provision and finance there was the need for continued specialist external support to support the High Needs transformation programme.



2. Continuation of support from the current provider, Impower would build on interventions already implemented resulting in significant management of demand and spend from September 2022.

## **Contract and Financial Procedure Matters**

### **84/22 Compliance with Contract and Financial Procedure Rules**

The Council Cabinet considered a report which dealt with the following items which required reporting to and approval by Council Cabinet under the Contract and Financial Procedure Rules.

- To approve the award of a contract.

The Executive Scrutiny Board noted the report.

#### **Decision**

1. To approve the award of a contract as detailed in the confidential report.
2. To delegate authority to agree the final terms of the contract to the Strategic Director – Communities and Place following consultation with the Director of Legal, Procurement and Democratic Services and the relevant Cabinet Member.
3. To delegate authority to the Director of Legal, Procurement and Democratic Services to sign and enter into the contract on behalf of Derby City Council.

**MINUTES END**