

Time began: 4.00pm  
Time ended: 5.20pm

## **COUNCIL CABINET 10 June 2020**

Present	Councillor Poulter (Chair) Councillors Barker, M Holmes, Roulstone, Smale, Webb, Williams and Wood
In attendance	Councillors Anderson, AW Graves, Shanker and Skelton Paul Simpson – Chief Executive Rachel North – Strategic Director of Communities and Place Andy Smith – Strategic Director of People Simon Riley – Director of Financial Services Emily Feenan – Director of Legal, Procurement and Democratic Services Heather Greenan – Director of Policy, Insight and Communications Verna Bayliss – Acting Director of Planning and Transportation Greg Jennings – Director of Development and Growth Connie Spencer – Youth Mayor Elect Priya Gill – Deputy Youth Mayor Elect Laura Bandell – Communications Officer

This record of decisions was published on 12 June 2020. 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.

### **183/19 Apologies**

There were no apologies for absence.

### **184/19 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 because in the context of COVID 19, the Council may have to move immediately to implement the Children's Social Care flexibilities and waiting until the next meeting of Council Cabinet may be too late.

- Implications and proposed process for implementation of the Children's Social Care flexibilities.

### **185/19 Receipt of Petitions**

There were no petitions

## 186/19 Identification of Urgent Items to which Call In will not apply

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

### **Item 2 - Implications and Proposed Process for Implementation of the Children's Social Care Flexibilities.**

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.

## 187/19 Declarations of Interest

There were no declarations of Interest.

## 188/19 Minutes of the Meeting Held on 13 May 2020

The minutes of the meeting held on 13 Mar 2020 were agreed as a correct record.

## Matters Referred

### 189/19 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.

## Key Decisions

### 190/19 Implications and Proposed Process for Implementation of the Children's Social Care Flexibilities

The Council Cabinet considered a report which provided a summary of the regulatory flexibilities announced by Department for Education (DfE) regarding the Adoption and Children (Coronavirus) (Amendment) Regulations 2020 ("Amendment

Regulations”), which temporarily amended 10 sets of regulations relating to Children’s Social Care from 24 April 2020 until 25 September 2020. The report also included a proposed process for their implementation (if required) and the implications of using the flexibilities for the City Council, Service Users, and Children’s Social Care in Derby.

The Executive Scrutiny Board recommend to Council Cabinet that it agrees a mechanism to ensure that if any flexibilities are introduced that this is reported to Council Cabinet or another public Council meeting in a timely manner.

### **Options Considered**

No other options had been considered.

### **Decision**

1. To agree to implement the flexibilities as set out in the report and subject to recommendation 2.2.
2. To delegate authority to the Strategic Director for Peoples Service, to make decisions when appropriate to implement the flexibilities if required as set out in appendix 1 of the report.
3. To accept the recommendation from Executive Scrutiny Board that a mechanism to ensure that if any flexibilities are introduced that this is reported to Council Cabinet or another public Council meeting in a timely manner.

### **Reasons**

There was a clear decision-making process for using the flexibilities which needed to be agreed in advance of it being required. The rationale for implementation was to ensure services could be maintained and delivered by Early Help & Children’s Social Care for citizens of Derby. Where it becomes necessary to utilise any of these flexibilities, it was important that this was properly recorded, along with the reasons for doing so.

## **191/19 Housing Strategy 2020 - 2029**

The Council Cabinet considered a report which sought approval of the Housing Strategy 2020 - 2029.

The Executive Scrutiny Board recommend to Council Cabinet

1. that more detail be included in the Housing Strategy on the Climate Change Strategy;
2. that a meeting of the Climate Change Steering Group be convened at the soonest possible date with a view to forming the sub groups in order to produce actions for this Housing Strategy Document; and

3. that a comms strategy be established to really broadcast the benefits of the accredited landlords' scheme and to encourage tenants to seek it out.

### **Options considered**

None considered – effective strategic planning for the provision of suitable housing is a key priority.

### **Decision**

1. To adopt the Housing Strategy 2020-2029.
2. To note recommendations 1 and 2 from Executive Scrutiny Board.
3. To accept recommendation 3 from the Executive Scrutiny Board to establish a comms strategy to broadcast the benefits of the accredited landlords' scheme and to encourage tenants to seek it out.

### **Reasons**

1. Housing was of critical importance. Good quality, well managed housing was inextricably linked with health and well being; it enhanced the quality of life of adults and the life chances of children. It not only provided shelter but promoted stability and a sense of identity. Strategic planning for the continued and effective provision of housing and related services in Derby was therefore a key priority.
2. Having a coordinated strategy in place would contribute towards improving housing supply and quality. This in turn would support our broader corporate goals around health and well being, regeneration and economic growth.

## **Budget and Policy Framework**

### **192/19 Derby Recovery Plan**

The Council Cabinet considered a report which stated that responding to the impact of Coronavirus (COVID-19) represented one of the greatest challenges for a generation. The Council was working with its partners and stakeholders towards a common aim of supporting the city's recovery, mitigating risks and developing the opportunities emerging from the pandemic.

The report set out the context, purpose and approach for developing the Derby Recovery Plan, which would be a dynamic document that inevitably progressed along with our understanding of the impacts of COVID-19 and the emerging Government response.

The Derby Recovery Plan would set the priorities for the Council and its partners, becoming the central focus for delivery which underpins the Council Plan 2019-23. Work would take place over the next few weeks with partners and key stakeholders

to develop a draft Recovery Plan for presentation to Council Cabinet in summer 2020.

The Executive Scrutiny Board recommended to Council Cabinet.

1. that the Council needs to be ambitious in its leadership of the City's recovery from the Pandemic and must increase its own focus on key strategic projects such as the New Performance Venue and the Guildhall but also City Centre Living Projects bringing forward decisions without further delay;
2. that opportunities be enabled for people from across all communities and sectors to be heard in the development of the way forward, starting from now;
3. that health thinking be embedded clearly within the strategy, so that we end up with a city with fewer health inequalities;
4. that work be carried out in parallel on both immediate and longer term strands of the Derby Recovery Plan; and
5. that in relation to community recovery, we should not only look to the usual partners to collaborate with, but also invite the volunteers who have contributed during the Covid emergency to be involved from the beginning, not as an after thought.

## **Decision**

1. To approve the approach for developing the Derby Recovery Plan.
2. To accept the recommendations from the Executive Scrutiny Board.
  - that the Council needs to be ambitious in its leadership of the City's recovery from the Pandemic and must increase its own focus on key strategic projects such as the New Performance Venue and the Guildhall but also City Centre Living Projects bringing forward decisions without further delay;
  - that opportunities be enabled for people from across all communities and sectors to be heard in the development of the way forward, starting from now;
  - that health thinking be embedded clearly within the strategy, so that we end up with a city with fewer health inequalities;

- that work be carried out in parallel on both immediate and longer term strands of the Derby Recovery Plan; and
- that in relation to community recovery, we should not only look to the usual partners to collaborate with, but also invite the volunteers who have contributed during the Covid emergency to be involved from the beginning, not as an after thought.

## Contract and Financial Procedure Matters

### 193/19 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.

- Approval to write off three irrecoverable debts
- Approval to bid of up to £0.500m Garden Communities Capacity Funding - Homes England, for South Derby Growth Zone (SDGZ) and Infinity Garden Village (IGV)
- Approvals for the Transforming Cities Fund Programme with Nottingham City Council
- Delegate approval to enter into contractual arrangements for the delivery of the Local Air Quality Plan (Roadside NO<sub>2</sub> Project) ('the Plan') and to agree any further variation to the plan.

Councillor M Holmes wished to put on record his thanks to officers particularly in relation to the successful access of various external funding streams.

The Executive Scrutiny Board recommend to Council Cabinet that in relation to the Transforming Cities Fund Programme, it ensures that appropriate reviews take place on the plans, post Covid, and that councillors, stakeholders and the wider public have opportunities to input into the more detailed schemes before approval as in 2.9 of the report.

#### **Decision**

1. To approve the write off of irrecoverable debts totalling £0.046m as detailed in section 4.1 of the report.
2. To approve the submission of a bid of up to £0.500m to Homes England for Garden Communities Capacity Funding for 2020/21 and subsequently accept any funding allocated by Homes England, subject to acceptable grant conditions being agreed as detailed in section 4.2 of the report.

3. To delegate approval of the funding allocated by Homes England, if the bid is successful, to the Strategic Director of Communities and Place, following consultation with the Director of Financial Services.
4. To approve if required the carry forward of the Homes England funding into subsequent years, subject to grant conditions permitting.
5. To approve the acceptance of the grant funding for the Transforming Cities Fund as detailed in section 4.3 of the report.
6. To approve the acceptance of the grant funding for the Future Transport Zone (formerly known as Future Mobility Zone) as detailed in section 4.3 of the report.
7. To approve the addition of Transforming Cities to the capital programme as detailed in 4.3.12 of the report and note that the Future Transport Zone would be added at a future date when amounts and profiling were confirmed.
8. To note the establishment of a new joint Transport Programme Delivery Board as detailed in section 4.3.8 of the report.
9. To delegate authority to the Strategic Director of Communities and Place, following consultation with the Cabinet Member for Regeneration, Planning and Transport, and the Strategic Director of Corporate Resources to make executive decisions on the future programme as detailed in section 4.3.9 of the report.
10. To delegate authority to the Strategic Director of Communities and Place, following consultation with the Cabinet Member for Regeneration and Public Protection and the Strategic Director of Corporate Resources to enter into contracts and associated arrangements for the Local Air Quality plan, as detailed in section 4.4.4 of the report.
11. To accept the recommendation for Executive Scrutiny Board that in relation to the Transforming Cities Fund Programme, Council Cabinet ensures that appropriate reviews take place on the plans, post Covid, and that councillors, stakeholders and the wider public have opportunities to input into the more detailed schemes before approval as in 2.9 of the report.

## Performance

### 194/19 – Council Response to Covid 19 Pandemic

The Council Cabinet considered a report which provided Members with an overview of the response to Covid 19 and the decisions taken locally using emergency powers.

The Executive Scrutiny Board to Council Cabinet

1. that it notes the Executive Scrutiny Board's strong endorsement of recommendation 2.2; and
2. that it recognises that we are not yet at the end of this Covid-19 pandemic, and to share our successes with, and to learn from, other councils to enable the Council to do the best for our citizens in the coming weeks and months.

### **Decision**

1. To note the contents of the report and the actions taken to manage the issues highlighted in the report.
2. To thank all the Council staff and everyone involved across all sectors, in the NHS, in partner organisations, in our voluntary sector, in our communities and in our businesses for their incredible effort in responding to the Covid 19 pandemic and subsequent recovery.
3. To accept the recommendations from Executive Scrutiny Board
  - To note the Executive Scrutiny Board's strong endorsement of recommendation 2.2; and
  - To recognise that we are not yet at the end of this Covid-19 pandemic, and to share our successes with, and to learn from, other councils to enable the Council to do the best for our citizens in the coming weeks and months.

**MINUTES END**