

Time Commenced – 4.30pm  
Time Finished – 6.57pm

## **Executive Scrutiny Board**

**9 February 2021**

Present: Councillor Repton (Chair)  
Councillors Care, Cooper, Evans, Hudson, Hussain, Pattison,  
P Pegg, Testro, Willoughby

In attendance: Sara Banks – Principal Project Co-ordinator  
Steve Caplan – Director of Property Services  
Emma Dann – Principal Regeneration Manager  
Emily Feenan – Director of Legal, Procurement and  
Democratic Services  
Bernard Fenton – Head of Customer Service  
David Fletcher – Director of City Development and Growth  
Heather Greenan – Director of Policy, Insight and  
Communications  
Councillors Hezelgrave, Peatfield and Shanker  
Kirsty McMillan – Director of Integration and Direct Services  
(Adults)  
Steven Mason – Democratic Services Officer  
Gurmail Nizzer – Director of Children's Integrated  
Commissioning  
Alison Parkin – Director of Financial Services  
Simon Riley – Strategic Director for Corporate Resources and  
S151 Officer  
Paul Simpson – Chief Executive  
Andy Smith – Strategic Director for People Services  
Sarah Walker – Head of Strategy and Performance  
Councillor Williams – Cabinet Member for Children and Young  
People

### **59/20 Apologies for Absence**

There were none.

### **60/20 Call-in of Council Cabinet Decision 105/20**

The Board received an item in relation to the call-in of Council Cabinet decision 105/20 – Financial Support to Families During School Holidays.

The Chair outlined the call-in procedure and reported that the signatories to the call-in notice had cited that the following principles of decision making had been breached:

- Clarity of aims and desired outcomes
- That relevant issues do not appear to have been taken into consideration

The Chair invited the signatories of the call-in notice to address the Board. It was stated that Council Cabinet had been given a clear steer by the resolution agreed at Council in November 2020, that it should provide children and families with support, via vouchers, for all school holidays in 2021. The signatories stated that no answer had been given to the question of how many children had been provided for in the Holiday Activity and Food (HAF) programme and that it was not clear what options families had in the periods not covered by the programme. The signatories felt that it was not clear how desired the aims and outcomes would be achieved operationally.

The Board questioned the signatories in relation to whether they agreed that the report was a response to the resolution agreed at Council, the use of reserves and whether those people claiming Universal Credit had been taken into consideration. The signatories stated that the provision of vouchers during the school holidays for all those who qualify for Free School Meals could be achieved through the MTFP.

The Cabinet Member for Children and Young People was invited to address the Board. It was stated that the report was a carefully considered response to the resolution agreed at Council and puts forward a financially sustainable proposal to address child poverty in the city, in the short and medium term. In relation to the numbers of those children provided for in the proposals, it was stated that it was only possible to base this on the Autumn 2020 census and that the council did not have access to the numbers of people in receipt of Universal Credit. The Cabinet Member outlined the options available for those who were unable to access the HAF programme.

The Board questioned the Cabinet Member in relation to the numbers expected to attend the HAF programme, what the plan was for the four weeks not covered by the proposals and what work had been undertaken with outside bodies and organisations. The Cabinet Member outlined the support available through Food 4 Thought and the wider alliance structure in place for any family in need.

One of the signatories of the call-in notice and the Cabinet Member were invited to sum-up.

The signatory stated that the paper had no clarity and no delivery of the Council resolution.

The Cabinet Member stated that full consideration had been given to the resolution from Council and that any family that needed support could get it.

Members of the Board were invited to make final statements. Some Members felt that the proposals lacked clarity, and that outcomes were ill defined, especially in relation to the resolution from Council. Some Members felt that relevant issues had not been taken into consideration.

Members of the Board were asked individually to state whether they felt the following principle of decision making had been breached:

- Clarity of aims and desired outcomes

Members found that there had been a breach of this principle of decision making.

Members of the Board were asked individually to state whether they felt the following principle of decision making had been breached:

- That relevant issues do not appear to have been taken into consideration

Members found that there had not been a breach of this principle of decision making.

**The Executive Scrutiny Board resolved:**

- **To uphold the call-in of Council Cabinet decision 105/20 on the following grounds:**
  - **That clarity of aims and desired outcomes had not been provided.**
- **To refer Council Cabinet decision 105/20 to Council Cabinet for reconsideration at the earliest opportunity.**

## 61/20 Late Items

There were none.

## 62/20 Declarations of Interest

Councillor Care wished it to be noted that in relation to the Adult Social Care Fees and Charges 2021/22 report, her father was a prescriber to Carelink.

## 63/20 Minutes of the meetings held on 12 January 2021 and 19 January 2021

The minutes of the meetings held on 12 January 2021 and 19 January 2021 were agreed as a correct record.

## 64/20 Forward Plan

The Board considered the contents of the Forward Plans published on 12 January 2021 and 9 February 2021.

No items were added to the future work programme.

**Resolved to note the Forward Plans.**

## 65/20 Council Cabinet Responses to Scrutiny Recommendations

The Board considered a report of the Strategic Director of Corporate Resources which allowed the Scrutiny Board to receive responses from Council Cabinet on recommendations made at the previous Board meeting on 12 January 2021.

**The Board resolved to note the report.**

## 66/20 Council Cabinet Agenda

The Board considered a report of the Strategic Director of Corporate Resources on the Council Cabinet Agenda. Members considered the Council Cabinet agenda in its entirety for the meeting scheduled for Wednesday 10 February 2021.

### **Key Decisions**

#### **Determined School Admission Arrangements for Derby City Maintained and Voluntary Controlled Schools 2022-2023**

The Board received a report of the Strategic Director of People Services on Determined School Admission Arrangements for Derby City Maintained and Voluntary Controlled Schools 2022-2023.

**The Executive Scrutiny Board resolved to note the report**

#### **The Granting of an Easement to Permit Surface Water Discharge onto Land Owned by Derby City Council**

The Board received a report of the Strategic Director of Corporate Resources on The Granting of an Easement to Permit Surface Water Discharge onto Land Owned by Derby City Council.

**The Executive Scrutiny Board resolved to note the report.**

#### **Adult Social Care Fees and Charges 2021/22**

The Board received a report of the Strategic Director of People Services on Adult Social Care Fees and Charges 2021/22.

**The Executive Scrutiny Board resolved to note the report.**

#### **Future High Streets Fund Revised Programme**

The Board received a report of the Strategic Director of Communities and Place on Future High Streets Fund Revised Programme.

**The Executive Scrutiny Board resolved:**

- 1. to welcome the fact that advice from a low carbon and energy specialist has been included for the Market Hall; and**
- 2. to recommend to Council Cabinet that it writes to the Government to call on it to formulate a properly funded city rescue plan to save our cities.**

**Budget and Policy Framework**

**Draft – Medium Term Financial Plan 2021/22 – 2023/24 (Revenue Budget, Capital Budget, DSG Grant, Reserves and Capital Strategy)**

The Board received a report of the Strategic Director of Corporate Resources and S151 Officer on Draft – Medium Term Financial Plan 2021/22 – 2023/24 (Revised Budget, Capital Budget, DSG Grant, Reserves, Capital Strategy).

**The Executive Scrutiny Board resolved to note the report.**

**Treasury Management and Investment Strategy 2021/22**

The Board received a report of the Strategic Director of Corporate Resources and S151 Officer on Treasury Management and Investment Strategy 2021/22.

**The Executive Scrutiny Board resolved to note the report.**

**2020/21 Quarter 3 Financial Monitoring for General Fund, Capital Budgets, Dedicated Schools Grant, Collection Fund and Housing Revenue Account**

The Board received a report of the Director of Financial Services on 2020/21 Quarter 3 Financial Monitoring for General Fund, Capital Budgets, Dedicated Schools Grant, Collection Fund and Housing Revenue Account.

**The Executive Scrutiny Board resolved to note the report.**

**Derby Recovery Plan 2021/22**

The Board received a report of the Director of Policy, Insight and Communications on Derby Recovery Plan 2021/22.

**The Executive Scrutiny Board resolved to recommend to Council Cabinet that in light of the public comments, the existing action plan in the 'Our Place' section is updated to include an adopted Net Zero Carbon Strategy with a dedicated action plan, to minimise the City's impact on the environment.**

## **Contract and Financial Procedure Matters**

### **Our City Our River (OCOR) Environment Agency – Flood Defence Grant in Aid (FDGiA) - Acceptance of Grant Funding**

The Board received a report of the Strategic Director of Communities and Place on Our City Our River (OCOR) Environment Agency – Flood Defence Grant in Aid (FDGiA) – Acceptance of Grant Funding.

**The Executive Scrutiny Board resolved to note the report.**

### **Exclusion of Press and Public**

A resolution to exclude the press and public was put to the vote and carried.

**The Board 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 item on the grounds that it involves 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 Decision**

#### **Future High Streets Fund Revised Programme**

The Board considered exempt detail in the report of the Strategic Director of Communities and Place on Future High Streets Fund Revised Programme.

**The Executive Scrutiny Board resolved to note the report.**

MINUTES END