



CABINET AND COMMISSIONERS' DECISION MAKING MEETING

Monday, 12 September 2016

10.00 a.m.

**Council Chamber, Town Hall,
Moorgate Street, Rotherham. S60 2TH**

Cabinet Members:-

Councillor Chris Read	Leader of the Council
Councillor Gordon Watson	Deputy Leader of the Council
Councillor Saghir Alam	Corporate Services and Finance
Councillor Dominic Beck	Housing
Councillor Emma Hoddinott	Waste, Roads and Community Safety
Councillor David Roche	Adult Social Care and Health
Councillor Denise Lelliott	Jobs and the Local Economy
Councillor Taiba Yasseen	Neighbourhood Working and Cultural Services

Commissioners:-

Lead Commissioner Sir Derek Myers
Commissioner Patricia Bradwell
Commissioner Julie Kenny
Commissioner Mary Ney

CABINET AND COMMISSIONERS' DECISION MAKING MEETING

Venue: Town Hall, The Crofts, Moorgate Street, Rotherham. S60 2TH
Date: Monday, 12th September, 2016
Time: 10.00 a.m.

A G E N D A

1. Apologies for Absence

To receive apologies of any Member or Commissioner who is unable to attend the meeting.

Commissioner Sir Derek Myers has submitted his apologies for the meeting and has asked Commissioner Mary Ney to determine matters within his area of responsibility.

2. Declarations of Interest

To invite Councillors and Commissioners to declare any disclosable pecuniary interests or personal interests they may have in any matter which is to be considered at this meeting, to confirm the nature of those interests and whether they intend to leave the meeting for the consideration of the item.

3. Questions from Members of the Public

To receive questions from members of the public who wish to ask a general question.

4. Minutes of the previous meeting held on 11 July 2016 (Pages 1 - 24)

To receive the record of proceedings of the Cabinet and Commissioners' Decision Making Meeting held on 11 July 2016.

DECISIONS FOR COMMISSIONER BRADWELL

5. Outcome of the consultation on the proposal for a planned closure of 'Silverwood' and 'Cherry Tree House' Children's Residential Care Homes (Pages 25 - 105)

Report of the Strategic Director of Children and Young People's Services

Cabinet Member: Councillor Watson (in advisory role)

Commissioner: Bradwell

Recommendations:

1. That consideration be given to the outcome of the targeted consultation with affected stakeholders.
2. That, in accordance with the options appraisal and giving due regard to the feedback elicited from the consultation, the planned closure of both children's homes by the end of December 2016 be approved.
3. That the budget transfers outlined in Section 7 be approved.

6. Outcome of Consultation and Proposed Foster Carers Payments Scheme, Support and Development (Pages 106 - 159)

Report of the Strategic Director of Children and Young People's Services

Cabinet Member: Councillor Watson (in advisory role)

Commissioner: Bradwell

Recommendations:

1. That the proposed foster carer payment scheme, including short break Foster Carers fees be approved.
2. That the amended relevant policy as set out in Appendix 1 be implemented.
3. That the implementation of quality support and training as part of the improved offer for Foster Carers be approved.

DECISIONS FOR COMMISSIONER MYERS

7. Commissioning and Procurement of Care and Support Services (Pages 160 - 179)

Report of the Strategic Director of Adult Care and Housing

Cabinet Member: Councillor Roche (in advisory role)
Commissioner: Myers

Recommendations:

1. That all the services highlighted in Part A of the report (detailed in Appendix 1) be subject to a competitive tender process on the open market in September 2016 for new services to commence in April 2017.
2. That the contracts under Part A of the report be awarded on the basis of the outcome of the tender process for a three-year term from 1 April 2017 to 31 March 2020.
3. That consideration be given to the proposed options in Part B of the report (detailed in Appendix 2) and that, pursuant to Standing Order 38, the contracts referred to in the report be exempt from the provisions of Standing Order 48 that would ordinarily require a tender on the open market.

8. Corporate Plan 2016/17 Quarter 1 Performance Report (Pages 180 - 246)

Report of the Assistant Chief Executive

Cabinet Member: Councillor Alam (in advisory role)
Commissioner: Myers

Recommendations:

1. That the overall position and direction of travel in relation to performance be noted.
2. That measures which have not progressed in accordance with the target set and the actions required to improve performance, including future performance clinics be discussed.
3. That feedback be provided on the new reporting format
4. That the performance reporting timetable for 2016/17 be noted.

DECISION FOR COMMISSIONER NEY

9. Future Options for Enforcement Services (Pages 247 - 274)

Report of the Strategic Director of Regeneration and Environment

Cabinet Member: Councillor Hoddinott (in advisory role)

Commissioner: Ney

Recommendations:

1. That the contents of the report and the progress made to date against the themes of strengthening enforcement and the related strategic focus be noted.
2. That the work plan, outlined at paragraph 3.5 of this report, which includes the development of the 'Time for Action' approach and supporting initiatives to tackle environmental crime, be approved.
3. That the recommendations detailed within Appendix A including adoption of tools and powers; amendments to the Council's Scheme of Delegation and General Enforcement Policy; setting of penalties; and work to be undertaken for the recovery of small debts be approved.

DECISIONS FOR CABINET

10. Flanderwell Autism Resource (Pages 275 - 296)

Report of the Strategic Director of Children and Young People's Services

Cabinet Member: Councillor Watson

Commissioner: Bradwell (in advisory role)

Recommendations:

1. That the use of the site as a Special Educational Needs (SEN) provision be discontinued and the building be used by Flanderwell Primary Academy to accommodate rising mainstream pupil numbers with effect from 30th September 2016.
2. That another site be found attached to a mainstream school to provide for primary aged children with autism but with mainstream academic abilities who are currently struggling to have their needs met.
3. That a further wider review of provision for children and young people with autism who are struggling in mainstream be undertaken at a future date as part of the strategic development of the Special Educational Need and Disability (SEND) provision to meet the needs of Rotherham's children.
4. That the Secretary of State for Education be informed accordingly.

11. Response to the Government's Four Year Settlement Offer (Pages 297 - 306)

Report of the Strategic Director of Finance and Customer Services

Cabinet Member: Councillor Alam
Commissioner: Myers (in advisory role)

Recommendations:

1. That approval be given to submit a request for a Four Year Settlement to the Government.
2. That approval be given to the preparation of the required Efficiency Plan.
3. That authority be delegated to the Leader of the Council and the Chief Executive to sign off the Council's Efficiency Plan for submission to the DCLG by the deadline of 14th October 2016.

12. July Financial Monitoring Report 2016/17 (Pages 307 - 344)

Report of the Strategic Director of Finance and Customer Services

Cabinet Member: Councillor Alam
Commissioner: Myers (in advisory role)

Recommendations:

1. That the current forecast overspend after management actions of £8.272m for 2016/17 be noted. (Paragraph 3.2)
2. That the need for additional management actions to be urgently developed, agreed and implemented and for these to be documented in future Cabinet Budget Monitoring Reports be endorsed.
3. That Directorate management actions to mitigate forecast overspends be clearly and comprehensively documented, including an evaluation of the likely financial impact of these actions (quality assured by Finance Business Partners), and a detailed implementation plan be produced which is regularly reviewed by each Directorate Leadership Team.
4. That any additional actions be recommended by Cabinet which could be implemented to help manage down the current forecast overspend.
5. That a recovery strategy for the forecast overspend on the Dedicated Schools Grant High Needs Block to be brought back to Cabinet on 10th October 2016. (Paragraph 3.11)
6. That the Strategic Director of Finance & Customer Services progress the appropriate level of budget realignment in respect of the Children's residential care review, to be contained within the Looked After Children's Service. (Paragraph 3.8)

7. That approval be given to the alternate actions where these have been implemented in respect of 2016/17 approved Budget Savings (Appendix 3), noting that where they are non-recurrent the proposed method of delivering the approved saving value will be included in future budget monitoring reports for consideration and approval.
8. That a further Medium Term Financial Strategy (MTFS) update report be brought to Cabinet in October and will include a request for approval of the realignment of any savings already agreed by Council for the period 2016/17 to 2018/19 which are now proposed to be delivered via alternate means, or to a different timeline to that originally planned (budgeted). (Paragraph 2.3)
9. That the progress on delivering 2016/17 budget savings proposals agreed by Cabinet in the 2016/17 Budget Round where the majority of savings are on track for delivery be noted. (Appendix 2).
10. That approval be given to the awarding of tenders in respect of Capital Programme works (included in the Capital Strategy – approved on 2nd March 2016) as set out in paragraphs 3.34 and 3.35 of this report.

13. Digital Council Strategy (2016 to 2019) (Pages 345 - 373)

Report of the Strategic Director of Finance and Customer Services

Cabinet Member: Councillor Alam
Commissioner: Myers (in advisory role)

Recommendations:

1. That the Digital Council Strategy be approved.
2. That the creation of a Digital Council Programme to ensure the delivery of the Digital Council Strategy be approved.

14. Discretionary Rate Relief Applications (Pages 374 - 380)

Report of the Strategic Director of Finance and Customer Services

Cabinet Member: Councillor Alam
Commissioner: Myers (in advisory role)

Recommendation:

That 20% discretionary rate relief top up be awarded to the registered charity Grimm and Co Ltd and 100% discretionary rate relief to Team Katalyst Ltd for the premises listed in the report and in accordance with the details set out in Section 7 of the report.

15. Site Cluster Tender Award (Pages 381 - 416)

Report of the Strategic Director of Adult Care and Housing

Cabinet Member: Councillor Beck
Commissioner: Myers (in advisory role)

Recommendations:

1. That the tender submitted by the preferred developer, dated 18 April 2016, be accepted for the site cluster programme.
2. That the Assistant Director of Legal Services be authorised to finalise the development agreement.
3. That all predevelopment costs associated with securing planning permission and enabling construction works to commence be funded by the Council.
4. That a further report be submitted for approval of the development programme, development agreement and financial arrangements following the conclusion of negotiations with the preferred developer.

16. Sustrans 'Bike It' Project Extension for 2016/17 (Pages 417 - 423)

Report of the Strategic Director of Regeneration and Environment

Cabinet Member: Councillor Lelliott
Commissioner: Ney (in advisory role)

Recommendation:

That an exemption be granted under Standing Order 38 from the provisions of Standing Order 47 (contracts valued at less than £50,000) on the basis that Sustrans are the sole supplier of 'Bike It' project services.

17. Awarding contracts for the delivery of 0-19 Children's Health Services, Sexual Health Services and Drugs and Alcohol Recovery Services (Pages 424 - 453)

Report of the Director of Public Health

Cabinet Member: Councillor Roche
Commissioner: Ney (in advisory role)

Recommendations:

1. That the contract for 0-19 Integrated Public Health Nursing Services be awarded to The Rotherham NHS Foundation Trust (TRFT) for a period as advertised of three years with the option to extend for a further two years.
2. That the contract for Sexual Health Services be awarded to The Rotherham NHS Foundation Trust (TRFT) for a period as advertised of four years.
3. That the contract of Drugs and Alcohol Recovery Services be awarded to Lifeline Project Ltd. for a period of two years as advertised with an option to extend for a further two years.

18. Library Strategy and Future Library & Customer Service Offer (Pages 454 - 570)

Report of the Strategic Director of Regeneration and Environment

Cabinet Member: Councillor Yasseen
Commissioner: Kenny (in advisory role)

Recommendations:

1. That the results of the public consultation on the draft Library Strategy, future service offer for Libraries and Neighbourhood Hubs and associated savings proposals be noted.
2. That the Library Strategy 2016-19 and future service offer be endorsed and recommended for approval by Council on 19 October 2016.
3. That implementation of the revised savings proposals be endorsed and recommended for approval by Council on 19 October 2016, including the adjustment to the MTFs as described in paragraph 7.5.
4. That it be noted that further and more detailed analysis of local need will continue to inform and drive the future service offer.

19. Exclusion of the Press and Public

If necessary, the Chair to move the following resolution:-

That under Section 100(A) 4 of the Local Government Act 1972, the public be excluded from the meeting for the following item(s) of business on the grounds that it/they involve(s) the likely disclosure of exempt information as defined in paragraph(s) of Part 1 of Schedule 12(A) of such Act indicated, as now amended by the Local Government (Access to Information) (Variation) Order 2006.

DECISION FOR CABINET

20. Business Rates Hardship Relief Application (Pages 571 - 576)


Strategic Director of Finance and Customer Services

Cabinet Member: Councillor Alam

Commissioner: Myers (in advisory role)

Recommendation:

That the application for hardship relief for the premises listed in this report be refused, in accordance with the details set out in Section 7 to this report.



SHARON KEMP,
Chief Executive.